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Gazette

2641



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G. L. DUFFIELD, Director.

PROCLAMATIONS

AA101

PUBLIC AND BANK HOLIDAYS ACT 1972

PROCLAMATION

WESTERN AUSTRALIA FRANCIS BURT, Governor. [L.S.]	}	By His Excellency the Honourable Sir Francis Theodore Page Burt, Companion of the Order of Australia, Knight Commander of the Most Distinguished Order of Saint Michael and Saint George, Queen's Counsel, Governor of the State of Western Australia.
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Pursuant to the provisions of section 8 of the Public and Bank Holidays Act 1972, I, the Governor, acting with the advice and consent of the Executive Council do hereby appoint Monday 28 September 1992 to be the Celebration Day for the Anniversary of the Birthday of the Reigning Sovereign.

Given under my hand and the Public Seal of the said State, at Perth, this 28th day of May 1991.

By His Excellency's Command

YVONNE HENDERSON, Minister for Productivity and Labour Relations.

GOD SAVE THE QUEEN !

AA102

PUBLIC AND BANK HOLIDAYS ACT 1972

PROCLAMATION

WESTERN AUSTRALIA FRANCIS BURT, Governor. [L.S.]	}	By His Excellency the Honourable Sir Francis Theodore Page Burt, Companion of the Order of Australia, Knight Commander of the Most Distinguished Order of Saint Michael and Saint George, Queen's Counsel, Governor of the State of Western Australia.
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Pursuant to the provisions of section 8 of the Public and Bank Holidays Act 1972, I, the Governor, acting with the advice and consent of the Executive Council do hereby appoint Monday 1 July 1991 to be the Celebration Day for the Anniversary of the Birthday of the Reigning Sovereign for the town of Marble Bar and surrounding areas within a radius of 150 kms of the town centre in lieu of 30 September 1991.

Given under my hand and the Public Seal of the said State, at Perth, this 28th day of May 1991.

By His Excellency's Command

YVONNE HENDERSON, Minister for Productivity and Labour Relations.

GOD SAVE THE QUEEN !

AA103

PUBLIC AND BANK HOLIDAYS ACT 1972

PROCLAMATION

WESTERN AUSTRALIA FRANCIS BURT, Governor. [L.S.]	}	By His Excellency the Honourable Sir Francis Theodore Page Burt, Companion of the Order of Australia, Knight Commander of the Most Distinguished Order of Saint Michael and Saint George, Queen's Counsel, Governor of the State of Western Australia.
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Pursuant to the provisions of section 8 of the Public and Bank Holidays Act 1972, I, the Governor, acting with the advice and consent of the Executive Council do hereby appoint Monday 19 August 1991 to be the Celebration Day for the Anniversary of the Birthday of the Reigning Sovereign for the town of Newman and surrounding areas within a radius of 150 kms of the town centre in lieu of 30 September 1991.

Given under my hand and the Public Seal of the said State, at Perth, this 28th day of May 1991.

By His Excellency's Command

YVONNE HENDERSON, Minister for Productivity and Labour Relations.

GOD SAVE THE QUEEN !

AA104

PUBLIC AND BANK HOLIDAYS ACT 1972**PROCLAMATION**

WESTERN AUSTRALIA FRANCIS BURT, Governor. [L.S.]	}	By His Excellency the Honourable Sir Francis Theodore Page Burt, Companion of the Order of Australia, Knight Commander of the Most Distinguished Order of Saint Michael and Saint George, Queen's Counsel, Governor of the State of Western Australia.
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Pursuant to the provisions of section 8 of the Public and Bank Holidays Act 1972, I, the Governor, acting with the advice and consent of the Executive Council do hereby appoint Thursday 15 August 1991 to be the Celebration Day for the Anniversary of the Birthday of the Reigning Sovereign for the town of Onslow and surrounding areas within a radius of 75 kms from the town centre in lieu of 30 September 1991.

Given under my hand and the Public Seal of the said State, at Perth, this 28th day of May 1991.
By His Excellency's Command

YVONNE HENDERSON, Minister for Productivity and Labour Relations.

GOD SAVE THE QUEEN !

AA105

PUBLIC AND BANK HOLIDAYS ACT 1972**PROCLAMATION**

WESTERN AUSTRALIA FRANCIS BURT, Governor. [L.S.]	}	By His Excellency the Honourable Sir Francis Theodore Page Burt, Companion of the Order of Australia, Knight Commander of the Most Distinguished Order of Saint Michael and Saint George, Queen's Counsel, Governor of the State of Western Australia.
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Pursuant to the provisions of section 8 of the Public and Bank Holidays Act 1972, I, the Governor, acting with the advice and consent of the Executive Council do hereby appoint Monday 12 August 1991 to be the Celebration Day for the Anniversary of the Birthday of the Reigning Sovereign for the towns of Wittenoom, Tom Price and Paraburdoo, and surrounding areas within a radius of 75 kms in lieu of 30 September 1991.

Given under my hand and the Public Seal of the said State, at Perth, this 28th day of May 1991.
By His Excellency's Command

YVONNE HENDERSON, Minister for Productivity and Labour Relations.

GOD SAVE THE QUEEN !

AA106

PUBLIC AND BANK HOLIDAYS ACT 1972**PROCLAMATION**

WESTERN AUSTRALIA FRANCIS BURT, Governor. [L.S.]	}	By His Excellency the Honourable Sir Francis Theodore Page Burt, Companion of the Order of Australia, Knight Commander of the Most Distinguished Order of Saint Michael and Saint George, Queen's Counsel, Governor of the State of Western Australia.
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Pursuant to the provisions of section 8 of the Public and Bank Holidays Act 1972, I, the Governor, acting with the advice and consent of the Executive Council do hereby appoint Monday 29 July 1991 to be the Celebration Day for the Anniversary of the Birthday of the Reigning Sovereign for the town of Port Hedland in lieu of 30 September 1991.

Given under my hand and the Public Seal of the said State, at Perth, this 28th day of May 1991.
By His Excellency's Command

YVONNE HENDERSON, Minister for Productivity and Labour Relations.

GOD SAVE THE QUEEN !

AA107

PRISONS ACT 1981

PROCLAMATION

WESTERN AUSTRALIA FRANCIS BURT, Governor. [L.S.]	} By His Excellency the Honourable Sir Francis Theodore Page Burt, Companion of the Order of Australia, Knight Commander of the Most Disting- uished Order of Saint Michael and Saint George, Queen's Counsel, Governor of the State of Western Australia.
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Under section 5 of the Prisons Act 1981, I, the Governor acting with the advice and consent of the Executive Council, declare that with effect from 7 June 1991 the place, including the buildings and enclosures on that place, described in the Schedule and to be known as the Casuarina Prison to be a prison within the meaning and for the purposes of the Prisons Act 1981.

Schedule

Casuarina Prison

All that portion of reserve number 31974 shown delineated and bordered red on Department of Land Administration Miscellaneous Diagram number 252.

Area: 101.455 6 ha.

Department of Land Administration Public Plan: Peel 1:10 000 BG33/3.7.

Given under my hand and the Public Seal of the State at Perth on 28 May 1991.

By His Excellency's Command,

J. M. BERINSON, Minister for Corrective Services.

GOD SAVE THE QUEEN !

AA108

MARINE AND HARBOURS ACT 1981

PROCLAMATION

WESTERN AUSTRALIA FRANCIS BURT, Governor. [L.S.]	} By His Excellency the Honourable Sir Francis Theodore Page Burt, Companion of the Order of Australia, Knight Commander of the Most Disting- uished Order of Saint Michael and Saint George, Queen's Counsel, Governor of the State of Western Australia.
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I, the Governor, acting under section 9 of the Marine and Harbours Act 1981 and with the advice and consent of the Executive Council, do hereby vest in the Minister for Transport, constituted under section 8 of the Act, all the land described in the Schedule.

Schedule

MANGLES BAY

Seabed Vesting

All that portion of Mangles Bay seabed as described hereunder and shown coloured blue on Department of Marine and Harbours Plan 406-02-01.

Reference the point of intersection of the bridge centre-line and high water mark at the northern abutment of the southern bridge on the causeway to Garden Island:

Then on a true bearing 96 degrees 40 minutes to a start point "A" at the intersection with the naval waters boundary; thence continuing on the same bearing to a point 525 metres from the reference point; thence about 127 degrees 14 minutes, about 1 720 metres to a point on the prolongation of the centre-line of Fisher Street, 120 metres seaward of high water mark; thence about 64 degrees 37 minutes, about 1 880 metres to the intersection of high water mark and the north-westerly prolongation of the south-western boundary of Victoria Street; thence generally south-westerly, westerly and northerly along the high water mark and the eastern boundary of the naval waters back to the start point and comprising an area of about 155 hectares.

Given under my hand and the Public Seal of the State on 14 May 1991.

By His Excellency's Command,

PAM BEGGS, Minister for Transport.

GOD SAVE THE QUEEN !

AA109

PETROLEUM ACT 1967
PROCLAMATION

WESTERN AUSTRALIA FRANCIS BURT, Governor. [L.S.]	}	By His Excellency the Honourable Sir Francis Theodore Page Burt, Companion of the Order of Australia, Knight Commander of the Most Disting- uished Order of Saint Michael and Saint George, Queen's Counsel, Governor of the State of Western Australia.
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Whereas it is enacted by subsection (2) of section 15 and subsection (2) and (3) of section 152 of the Petroleum Act 1967, that notwithstanding the Land Act 1933 or any other Act the Governor, by proclamation, may declare that any land of the Crown or part thereof reserved for or dedicated to any public purpose under any Act and howsoever classified that:

- (a) is not Crown Land within the meaning of that expression in section 5 of the Act; and
- (b) is specified in the proclamation, is Crown Land for the purposes of the Petroleum Act 1967 and is land to which that Act applies, so long as the proclamation remains in force:

Now, therefore, I the Governor acting with the advice and consent of the Executive Council and in the exercise of the powers under subsection (2) of section 15 of the Petroleum Act 1967, do hereby declare that the land of the Crown comprising Reserve No. 539 classified as Class "C" and set apart for the purpose of Water and Camping Reserve and Reserve No. 20979 classified in Class "C" and set apart for the purpose of Sanitary Site pursuant to the provisions of the Land Act 1933, is Crown Land for the purpose of the Petroleum Act 1967 and is land to which the Petroleum Act 1967 applies so long as this proclamation remains in force.

Given under my hand and the Seal of the State on 28th May 1991.

By His Excellency's Command,

GEOFF GALLOP, Acting Minister for Mines.

GOD SAVE THE QUEEN !

AGRICULTURE

AG401

SOIL AND LAND CONSERVATION ACT 1945
NOTICE OF APPOINTMENT

Pursuant to section 23 (2b) (b) of the Soil and Land Conservation Act 1945, on the nomination of the Shire of Wyndham-East Kimberley, Kevin Williams of Kununurra is appointed a member of the District Committee for the North Kimberley Land Conservation District, which committee was established by an Order in Council published in the *Government Gazette* of January 25, 1991, the appointment being for a term ceasing on April 11, 1994.

ERNIE BRIDGE, Minister for Agriculture.

AG402

WESTERN AUSTRALIAN MEAT INDUSTRY AUTHORITY ACT 1976

Department of Agriculture,
South Perth WA 6151.

Agric 801/90.

I, the undersigned Minister for Agriculture, being the Minister charged with the administration of the Western Australian Meat Industry Authority Act 1976 hereby appoint the following persons as Inspectors in accordance with section 24G (1) of the said Act—

Yvette Melva Mortimer
Gordon Bruce Houston
Walter John Munyard
Geoffrey Grant Lowes.

Dated 20 May 1991.

ERNIE BRIDGE, Minister for Agriculture.

AG403

PLANT DISEASES ACT 1914

Department of Agriculture,
South Perth WA 6151.

Agric 243/90.

I, the undersigned Minister for Agriculture, being the Minister charged with the administration of the Plant Diseases Act 1914 hereby appoint Lucy Anne O'Shaughnessy and Paul Fetteroll as Temporary Inspectors for a term of one year in accordance with section 7 (2) of the said Act.

ERNIE BRIDGE, Minister for Agriculture.

AG404

**SOIL AND LAND CONSERVATION ACT 1945
NOTICE OF APPOINTMENT**

Under section 23 of the Soil and Land Conservation Act 1945, the following persons are appointed members of the District Committee for the Stirling Land Conservation District, which Committee was established by an Order in Council, published in the *Government Gazette* of November 2, 1984 and amended in the *Gazettes* of March 21, 1986, October 28, 1988 and May 17, 1991, the appointments being for a term ceasing on December 1, 1991.

- (a) Kenneth John O'Dea of Manypeaks, is appointed on the nomination of the Shire of Albany pursuant to section 23 (2b) (b) of the Act.
- (b) Brian Anthony St Jack and Perry Lance Cusack of Manypeaks are appointed pursuant to section 23 (2b) (d) of the Act, being persons actively engaged in, or affected by, or associated with land use in the District.

ERNIE BRIDGE, Minister for Agriculture.

CONSERVATION AND LAND MANAGEMENT

CM301

**CONSERVATION AND LAND MANAGEMENT ACT 1984
CONSERVATION AND LAND MANAGEMENT (MISCELLANEOUS FEES)
REGULATIONS 1991**

Made by His Excellency the Governor in Executive Council.

Citation

1. These regulations may be cited as the *Conservation and Land Management (Miscellaneous Fees) Regulations 1991*.

Fees for entry to, and use of facilities in, marine parks

2. (1) The Minister may impose such fees and charges as he or she from time to time determines upon persons, or in respect of vessels—

- (a) entering any marine park;
- (b) using any facility in a marine park.

(2) Where a fee or charge is payable under subregulation (1) in respect of any vessel, the person in charge of the vessel is the person required to pay that fee or charge.

Fees for entry to, and use of facilities in, land referred to in section 5 (g) of the Act

3. (1) The Minister may impose such fees and charges as he or she from time to time determines upon persons, or in respect of vehicles, entering land referred to in section 5 (g) of the Act and upon persons using camping sites or other facilities on land referred to in section 5 (g) of the Act.

(2) Where a fee or charge is payable under subregulation (1) in respect of vehicles entering land referred to in section 5 (g) of the Act, the person in charge of the vehicle is the person required to pay that fee or charge.

Refusal or failure to pay fee

4. A person shall not, when requested to do so by an officer of the Department, refuse or fail to pay a fee or charge that is payable by the person under regulation 2 or 3.

Penalty: \$200.

By His Excellency's Command,

L. M. AULD, Clerk of the Council.

CM302

**CONSERVATION AND LAND MANAGEMENT ACT 1984
FOREST AMENDMENT REGULATIONS 1991**

Made by His Excellency the Governor in Executive Council.

Citation

1. These regulations may be cited as the *Forest Amendment Regulations 1991*.

Regulation 130A inserted

2. After regulation 130 of the *Forest Regulations 1957** the following regulation is inserted—

**Fees for entry to, and use of facilities
in, State Forests**

“ 130A. (1) The Minister may impose such fees and charges as he or she from time to time determines upon persons, or in respect of vehicles, entering State forests and upon persons using camping sites or other facilities in State forests.

(2) Where a fee or charge is payable under subregulation (1) in respect of vehicles entering State forests, the person in charge of the vehicle is the person required to pay that fee or charge.

(3) A person shall not, when requested to do so by an officer of the Department, refuse or fail to pay a fee or charge that is payable by the person under this regulation.

Penalty: \$200. ”.

[*Reprinted in the *Gazette* of 28 June 1971. For amendments to 20 February 1991 see pp. 205-206 of 1989 *Index to Legislation of Western Australia* and the *Gazette* of 7 December 1990.]

By His Excellency's Command,

L. M. AULD, Clerk of the Council.

CM401**CONSERVATION AND LAND MANAGEMENT ACT 1984****NINGALOO MARINE PARK (CLASSIFIED WATERS) NOTICE 1991**

Made by the Minister, on the recommendation of the National Parks and Nature Conservation Authority, under section 62.

Citation

1. This notice may be cited as the *Ningaloo Marine Park (Classified Waters) Notice 1991*.

Interpretation

2. In this notice—

“approved management plan” means the management plan for the Ningaloo Marine Park approved by the Minister under section 60 of the Act as notified in the *Gazette* on 24 November 1989 at p. 4352;

“Ningaloo Marine Park” means all waters reserved as Marine Park Reserve No. 2 under section 13 of the Act by an Order in Council published in the *Gazette* on 3 April 1987 at p. 1239;

“Plan No. 1735” means the map held for public inspection in the Department of Conservation and Land Management, 50 Hayman Road, Como (*) which describes and names the sanctuary, general use and recreation zones of Ningaloo Marine Park.

Classification of sanctuary areas

3. All waters of the Ningaloo Marine Park referred to in Schedule 1 are classified under section 62 (1) (g) of the Act as sanctuary areas for the permitted uses and activities described in the approved management plan for sanctuary zones.

Classification of a general use area

4. All waters of the Ningaloo Marine Park referred to in Schedule 2 are classified under section 62 (1) (g) of the Act as a general use area for the permitted uses and activities described in the approved management plan for the general use zone.

Classification of a recreational area

5. All waters of the Ningaloo Marine Park, other than the waters classified under clauses 3 and 4, are classified under section 62 (1) (e) of the Act as a recreational area for the permitted uses and activities described in the approved management plan for recreation zones.

SCHEDULE 1

(Clause 3)

Sanctuary Areas

All waters described and named as the Bundegi, Mangrove, Mandu, Osprey, Cloates, Dugong, Maud and Pelican Sanctuary Zones in Plan No. 1735.

SCHEDULE 2

(Clause 4)

General Use Area

All waters described and named as the General Use Zone in Plan No. 1735.

BOB PEARCE, Minister for the Environment.

*Copies of Plan No. 1735 are also held for public inspection at the Department of Conservation and Land Management's District Office Lot 391, Thew Street, Exmouth and the Milyering Visitor Centre, Cape Range National Park.

CM701

WILDLIFE CONSERVATION ACT 1950

WILDLIFE CONSERVATION AMENDMENT REGULATIONS 1991

Made by His Excellency the Governor in Executive Council.

Citation

1. These regulations may be cited as the *Wildlife Conservation Amendment Regulations 1991*.

Commencement

2. These regulations shall come into operation on 1 June 1991.

Principal regulations

3. In these regulations the *Wildlife Conservation Regulations 1970** are referred to as the principal regulations.

[*Reprinted in the *Gazette of 8 March 1982 at pp. 747-800. For amendments to 1 May 1991 see p. 420-421 of 1990 Index of Legislation of Western Australia.*]

Regulation 3 amended

4. Regulation 3 of the principal regulations is amended—

(a) by deleting the definition of "affix" and substituting the following definition—

" "affix", in relation to a tag, means to pass the tail of the tag through part of the skin or carcass, as required by the Executive Director, and then through the slot in the tag in such a manner that the selfsealing mechanism is activated and the tag cannot be removed unless the tag or the skin or carcass is deliberately cut, or to fix the tag to the skin or carcass in such other manner as may be required by the Executive Director; "

(b) by deleting the definition of "closed area";

and

(c) by deleting the definition of "tag" and substituting the following definition—

" "tag" means a tag issued by the Executive Director to the holder of a licence under these regulations; "

Regulation 6 amended

5. Regulation 6 of the principal regulations is amended—

(a) in subregulation (1)—

(i) by deleting both commas; and

(ii) by deleting "to take kangaroos for sale";

(b) in subregulation (3) by inserting after "in the licence" the following—

" and to process in the field the kangaroos taken to the extent of evisceration and removal of head, tail, limbs and, where specified in the licence, skin "; and

(c) in subregulation (5) by deleting "shall be \$25" and substituting the following—

" is \$60 "

Regulation 7 amended

6. Regulation 7 of the principal regulations is amended—

(a) by repealing subregulation (5) and substituting the following subregulation—

“ (5) The fee payable for the issue under this regulation of a licence in respect of—

- (a) emus is \$300;
- (b) kangaroos is \$300;
- (c) crocodiles is \$300;
- (d) other fauna is \$250. ”;

and

(b) by inserting after subregulation (8) the following subregulation—

“ (8a) Notwithstanding subregulation (8), the holder of a licence shall ensure, where it is required by a condition of the licence, that the tag remains attached to the skin, while it remains a whole skin, during all stages of processing. ”.

Regulations 8, 8A and 9 repealed and regulations substituted

7. Regulations 8, 8A and 9 of the principal regulations are repealed and the following regulations are substituted—

Licence to deal in carcasses of fauna

“ 8. (1) Pursuant to section 15 of the Act, the Minister may issue licences, to be known as direct dealer's licences, to authorize the purchase or receipt of carcasses of fauna from persons licensed under regulation 5, 6 or 14.

(2) The fee for a direct dealer's licence is \$60.

(3) The holder of a direct dealer's licence—

- (a) shall not have in his possession or under his control a tag that is not attached to the carcass or skin of fauna; and
- (b) shall ensure that a tag that becomes detached from the carcass or skin of fauna is re-attached.

(4) A person shall not take delivery of, transport, permit to remain on his premises or otherwise possess fauna unless it is marked with a tag as prescribed.

Use of chiller units

8A. (1) A person shall not use a chiller unit to hold carcasses of fauna unless—

- (a) the owner of the chiller unit has registered it with the Executive Director; and
- (b) the registered number allocated to the chiller unit is printed on it in black symbols at least 150 millimetres high against a yellow background and in a prominent position as directed by the Executive Director.

(2) A person shall not receive fauna into, or permit fauna to remain in, a chiller unit unless the fauna is marked with a tag as prescribed.

(3) If the owner of a chiller unit is the holder of a licence issued under regulation 7 or 8 and another person is in charge of the chiller unit, the owner shall take all reasonable steps to ensure that subregulations (1) (b) and (2) are complied with.

(4) Where a licence issued under section 17A of the Act is cancelled, the owner of the chiller unit shall remove the registration number displayed on the chiller unit.

(5) Where an owner does not comply with subregulation (4) after a request from a wildlife officer, the officer may do what is reasonably necessary to remove the number.

(6) The owner of a chiller unit shall notify the Executive Director—

- (a) of the name of the person who is in charge of the unit; and
- (b) when the owner disposes of or ceases to use the unit.

(7) In this regulation, “fauna” does not include fish.

Licence to transport carcasses and skins of fauna

9. (1) Pursuant to section 15 of the Act, the Minister may issue licences, to be known as transport licences, to authorize the transport of carcasses and skins of fauna.

(2) The fee for a transport licence is \$15.

- (3) The holder of a transport licence shall—
- (a) notify the Executive Director of the number of registration under the *Road Traffic Act 1974* of each vehicle used by him to transport carcasses or skins of fauna and where the vehicle is being used;
 - (b) register the vehicle with the Executive Director; and
 - (c) paint the registered number allocated by the Executive Director on the vehicle in black symbols at least 150 millimetres high against a yellow background in a prominent position as directed by the Executive Director. ”.

Regulation 10 amended

8. Regulation 10 of the principal regulations is amended—
- (a) in subregulation (3) by deleting “shall be \$50” and substituting the following—
“ is \$100 ”;
 - (b) in subregulation (4) by inserting before “fauna” the following—
“ approved ”; and
 - (c) in subregulation (5) by inserting before “fauna” where it first appears the following—
“ approved ”.

Regulation 11 amended

9. Regulation 11 of the principal regulations is amended—
- (a) in subregulation (2) by deleting “shall be \$65” and substituting the following—
“ is \$150 ”; and
 - (b) by repealing subregulation (6) and substituting the following subregulation—
“ (6) The holder of a trapper’s licence shall not take avian fauna—
 - (a) on a nature reserve;
 - (b) on other public land, without the written permission of the authority in which the land is vested; or
 - (c) on private land, without the written permission of the owner or occupier of the land. ”.

Regulation 12 amended

10. Regulation 12 of the principal regulations is amended—
- (a) in subregulation (8)—
 - (i) by deleting the comma after “3” and substituting a full stop; and
 - (ii) by deleting “and so long as that person does not sell any avian fauna.”; and
 - (b) by repealing subregulations (9) and (10) and substituting the following subregulations—
 - “ (9) The Minister, when issuing an advanced avicultural licence, may impose a condition that the holder of the licence shall keep a record, in a form determined by the Executive Director, of all variations in the stock of any nominated species of avian fauna.
 - (10) Where the holder of an advanced avicultural licence is required to keep a record under subregulation (9), the Minister shall not renew that person’s licence until a copy of the record in respect of the preceding licence period has been furnished to the Executive Director. ”.

Regulation 13 amended

11. Regulation 13 of the principal regulations is amended—
- (a) by inserting after subregulation (1) the following subregulation—
“ (1aa) A licence referred to in subregulation (1) is not required to be held by a person who, under regulation 12 (8) (b), is not required to hold an avicultural licence. ”;
 - (b) in subregulation (6) by inserting after “person” the following—
“ exempt from licensing under regulation 12 (8) (b) or a person ”;
and
 - (c) in subregulation (7) by deleting “12 (8) (a)” and substituting the following—
“ 12 (8) (b) ”.

Regulation 14 amended

12. Regulation 14 of the principal regulations is amended—

- (a) by repealing subregulation (1) and substituting the following subregulations—

“ (1) The Minister may issue licences, to be known as fauna farm licences, to authorize persons—

- (a) to farm and breed fauna for sale or commercial display;
- (b) to sell eggs of fauna;
- (c) to transport live fauna to or from other licensed farms or between licensed farms and licensed processing works; and
- (d) to sell products derived from processing authorized under subregulation (1a).

(1a) The Minister may in a fauna farm licence authorize the slaughter on the farm of fauna that are the subject of the licence and such limited processing on the farm as the Executive Director may determine is appropriate for the farming activity. ”;

- (b) by repealing subregulation (5) and substituting the following subregulation—

“ (5) The fee payable for the issue under this regulation of a fauna farm licence in respect of—

- (a) emus is \$250;
- (b) crocodiles is \$500; and
- (c) other fauna is \$250. ”;

and

- (c) in subregulation (6) by deleting “or transferred to such farm” and substituting the following—

“ from the wild ”.

Regulation 16 amended

13. Regulation 16 of the principal regulations is amended—

- (a) in subregulation (2)—

- (i) by deleting the designation “(a)”;
- (ii) by deleting the designations “(i)”, “(ii)” and “(iii)” and substituting respectively the following designations—
“ “(a)”, “(b)” and “(c)” ”; and
- (iii) by deleting paragraph (b);

and

- (b) by inserting after subregulation (2), the following subregulation—

“ (2a) Except where a waiver or reduction in the fee is granted by the Executive Director, a fee of \$50 for one class of fauna or \$100 for 2 or more classes of fauna is payable by a person who does not hold a licence under regulation 12 or 14 and, in the opinion of the Executive Director, keeps fauna in captivity or confinement for gain or reward. ”.

Regulation 19 amended

14. Regulation 19 of the principal regulations is amended in subregulation (4) by deleting “fauna” where it first appears and substituting the following—

“ animals ”.

Regulation 24 amended

15. Regulation 24 of the principal regulations is amended by repealing subregulation (2) and substituting the following subregulation—

“ (2) A licence issued under these regulations remains current for the period specified in the licence. ”.

Regulation 24A inserted

16. After regulation 24 of the principal regulations, the following regulation is inserted—

Records and returns

- “ 24A. (1) The Executive Director may require holders of licences issued under these regulations—

- (a) to keep records in such form; and
- (b) to furnish returns in such form and at such intervals,

as the Executive Director may determine, either generally or in relation to each case or class of case, and the holder of a licence shall comply with any such requirement imposed on him.

(2) Where a return required to be submitted is the original of a record, the holder of the licence shall keep a duplicate of that record.

(3) A holder of a licence shall ensure that records required to be kept by him are made available for inspection by a wildlife officer on the demand of such officer. ”.

Regulation 26 amended

17. Regulation 26 of the principal regulations is amended—

(a) by repealing subregulation (1) and substituting the following subregulation—

“ (1) For the purposes of section 18 (1) of the Act, the rates of royalties are—

(a) grey kangaroos, red kangaroos and euros—30 cents for each skin and 30 cents for each carcass;

(b) emus—\$1.25 each;

(c) saltwater crocodiles—\$10 each;

(d) freshwater crocodiles—\$3 each; and

(e) all other fauna—75 cents each. ”;

and

(b) in subregulation (7) by inserting after “emu” the following—

“ , crocodile ”.

Regulation 27 amended

18. Regulation 27 of the principal regulations is amended by deleting “28 to 34A” and substituting the following—

“ 30 to 34 ”.

Headings to regulations 28 to 34A and 35 to 40 repealed

19. The headings to regulations 28 to 34A and 35 to 40 respectively of the principal regulations are repealed.

Regulation 50 amended

20. Regulation 50 of the principal regulations is amended—

(a) by inserting after subregulation (3), the following subregulation—

“ (3a) The Executive Director may require a person to affix a label or marker of a design approved by the Executive Director to any fauna product and a person who is the subject of such a requirement shall comply with it. ”;

(b) by inserting after subregulation (9) the following subregulation—

“ (9a) Subject to these regulations, a person shall not sever or cut the sealing mechanism of a sealed tag unless he is authorized to do so by the Executive Director. ”;

and

(c) in subregulation (11) by deleting “A” and substituting the following—

“ Subject to regulation 7 (8a), a ”.

Regulation 61 amended

21. Regulation 61 of the principal regulations is amended—

(a) in subregulation (1) by inserting after “fauna” wherever it occurs the following—

“ or flora ”;

(b) in subregulation (2)—

(i) by inserting after “fauna,” the following—

“ flora, ”; and

(ii) by inserting after “fauna” the following—

“ , flora ”;

and

(c) in subregulation (3) by inserting after “fauna,” wherever it occurs the following—

“ flora, ”.

First Schedule amended

22. The First Schedule to the principal regulations is amended—

(a) by inserting after clause 1 the following clause—

“ 1A. No fee is payable in respect of the export of scientific specimens of fauna or articles (such as carved emu eggs or tanned kangaroo skins) that are the personal property of a person who does not intend to use them for any commercial purpose, including sale, lease, hire or exchange. ”;

- (b) in clause 2 by deleting "live fauna" and substituting the following—
 " fauna (live or dead) "; and
 (c) by repealing clause 3.

Heading to Second Schedule amended

23. The heading to the Second Schedule is amended by deleting "LIVE".

Second Schedule amended

24. The Second Schedule to the principal regulations is amended—

- (a) by inserting after clause 1 the following clause—

" 1A. No fee is payable in respect of the bringing into the State from another State or a Territory of scientific specimens of fauna or of articles (such as carved emu eggs or tanned kangaroo skins) that are the personal property of a person who does not intend to use them for any commercial purpose, including sale, lease, hire or exchange, if the fauna or articles have been lawfully obtained and kept in the State or Territory of origin. ";

and

- (b) in clause 2 by deleting "live fauna" and substituting the following—
 " fauna or other animals ".

Appendix A amended

25. Appendix A to the principal regulations is amended—

- (a) by deleting Forms 1 to 13, 16 and 17;

(b) in Form 14—

- (i) by deleting "and illegal" and substituting the following—

" /flora/illegal "; and

- (ii) by deleting "and device(s)" and substituting the following—

" /flora/device(s) ";

and

- (c) in Form 15 by deleting "fauna, and/or" and substituting the following—
 " fauna/flora/ ".

Appendix B repealed

26. Appendix B to the principal regulations is repealed.

Appendix C amended

27. Appendix C to the principal regulations is amended—

- (a) in Part A by inserting in Item 3 after the entry as to—

- (i) Red-Chested Button-Quail, the following entry—

" Painted Button-Quail *Turnix varia* ";

- (ii) Green-Winged Pigeon, the following entry—

" Common Bronzewing *Phaps chalcoptera* ";

- (iii) Red-Collared Lorikeet, the following entries—

" Musk Lorikeet *Glossopsitta concinna*

Little Lorikeet *Glossopsitta pusilla* ";

and

- (iv) Alexandra's (Princess) Parrot, the following entry—

" Regent (Smoker) Parrot *Polytelis anthopeplus* ";

and

- (b) in Part B by deleting the 5 entries that were inserted in Item 3 of Part A by paragraph (a).

Various regulations repealed

28. The provisions of the principal regulations specified in the following table are repealed—

TABLE

Regulations 6 (2), (6), (7) and (8), 7 (6), (9b) and (10), 10 (6) and (7), 11 (5), 12 (5), 12A (5), 12B (3) and (4), 13 (4), (4a), (4b) and (5), 14 (2) and (3), 15 (5), 16 (3), 17 (2) and (3), 18 (5) and (7), 20 (3) (b), 21 (4) and (6), 22 (4) and (6), 23 (3) and (4), 38, 40A (4), 47 (3) and 62 and Part 5.

By His Excellency's Command,

D. G. BLIGHT, Clerk of the Council.

CROWN LAW

CW401

JUSTICES ACT 1902

It is hereby notified for public information that His Excellency the Governor in Executive Council has approved of the following appointments to the Commission of the Peace for the State of Western Australia.

Maxine Patricia Parsons of Lot 45 Stephens Street, Bindoon.

Jonathan Richard Pilkington of Lot 180 Ferguson Road, Moora and 1 Padbury Street, Moora.

D. G. DOIG, Under Secretary for Law.

CW402

DECLARATIONS AND ATTESTATIONS ACT 1913

It is hereby notified for public information that the Hon Attorney General has approved the appointment of the following persons as Commissioners for Declarations under the Declarations and Attestations Act 1913—

Robert Douglas Banks of Collie

Christopher John Robert Conway-Cook of South Perth

Kathleen Frances Schmah of Inglewood.

D. G. DOIG, Under Secretary for Law.

CW403

COMMISSIONER FOR DECLARATIONS

Notice

It is hereby notified for public information that Elizabeth Ann Paxton of Cottesloe whose appointment as a Commissioner for Declarations was notified in the *Government Gazette* of 1 November 1985 on page 4190 is to be known as Elizabeth Ann Peterson.

D. G. DOIG, Under Secretary for Law.

EDUCATION

ED401

CURTIN UNIVERSITY OF TECHNOLOGY ACT

Office of the Minister for Education
Perth, 31 May 1991.

It is hereby notified that His Excellency the Governor in Executive Council has in accordance with the provisions of section 9 of the Curtin University of Technology Act, approved the re-appointment of Mr Roger Vines of PO Box 252, Applecross, as a member of the Curtin University of Technology Council for a term expiring on March 1 1994.

KAY HALLAHAN, Minister for Education.

ED402

COLLEGES ACT 1978

Office of the Minister for Education.
Perth, 31 May 1991.

It is hereby notified that His Excellency the Governor in Executive Council acting in accordance with the provisions of section 13 (1) (a) of the Colleges Act, has approved the appointments of Mr Peter Warda of PO Box 517, Karratha; Mr Jim Murie of PO Box 825, Karratha; and Mr Paul Piercy of PO Box 21, Dampier, as members of the Karratha College Council for terms expiring on 1 January 1994.

KAY HALLAHAN, Minister for Education.

ELECTORAL COMMISSION

EL401

**TAXI-CAR CONTROL BOARD (ELECTIONS) REGULATIONS 1964
ELECTION OF ONE MEMBER TO THE TAXI CONTROL BOARD**

I, James Tomlinson being the Returning Officer duly appointed for the purpose of the Regulations made under the Taxi-Car Control Act 1985 do hereby certify that in accordance with the said Regulations I have held an election which closed on 23 May 1991 for the election of one member to the Taxi Control Board.

Pursuant to the said regulations, the election resulted in the undermentioned candidate being elected as a member of the Taxi Control Board.

Glossop, George Joseph—owner driver.

Dated at Perth this 24th day of May 1991.

J. TOMLINSON, Returning Officer,
Western Australian Electoral Commission.

FISHERIES

FI401

FISHERIES ACT 1905**ABROLHOS ISLAND AND MID WEST TRAWL LIMITED ENTRY FISHERY
AMENDMENT NOTICE (No. 3) 1991**

Notice No. 499

FD 749/86.

Made by the Minister under sections 11 and 32.

Citation

1. This notice may be cited as the *Abrolhos Island and Mid West Trawl Limited Entry Fishery Amendment Notice (No. 3) 1991*.

Principal notice

2. In this notice the *Abrolhos Island and Mid West Trawl Limited Entry Fishery Notice No. 440** is referred to as the principal notice.

Revocation

3. Notice Number 493, *Abrolhos Island and Mid West Trawl Limited Entry Fishery Amendment Notice (No. 2) 1991*, published in the *Gazette* of 12 April 1991 is cancelled.

[*Published in the *Gazette* of 30 March 1990. For amendments to 21 May 1991 see Notice No. 485 published in the *Gazette* of 22 March 1991 and Notice No. 493 published in the *Gazette* of 12 April 1991.]

Dated 27 May 1991.

GORDON HILL, Minister for Fisheries.

HEALTH

HE301

HEALTH ACT 1911*City of Stirling*

Pursuant to the provisions of the *Health Act 1911*, the City of Stirling being a local authority within the meaning of the *Health Act 1911*, having adopted the Model By-laws described as Series "A" made under the *Health Act 1911* and as reprinted pursuant to the *Reprinting of Regulations Act 1954* in the *Government Gazette* on 17 July 1963 and as amended from time to time, has resolved and determined that the adopted By-laws shall be amended as follows—

1. The following By-laws are revoked:

- PART I—By-law 69
- PART II—By-law 17
- PART IV—By-law 25
- PART V—By-law 23
- PART VI—By-law 21
- PART VII—By-law 73
- PART IX—By-law 19

2. After Part IX add a new Part X to read as follows:

Part X—Offences

Offences and Penalties

1. (1) A person who is required by a provision of Part IV and Part VII to do anything or refrain from doing anything and who fails to comply with that provision commits an offence and is liable to—
 - (a) a fine that is not more than \$2 500 and not less than—
 - (i) in the case of the first offence, \$250;
 - (ii) in the case of the second offence, \$500;
 - (iii) in the case of the third or subsequent offence, \$1 250; and
 - (b) if that offence is a continuing offence, a daily penalty which is not more than \$250 and not less than \$125.
- (2) A person who is required by any provision of these By-laws, other than a provision of Part IV or Part VII, to do anything or refrain from doing anything and who fails to comply with that provision, commits an offence and is liable to—
 - (a) a fine that is not more than \$1 000 and not less than—
 - (i) in the case of a first offence, \$100;
 - (ii) in the case of a second offence, \$200;
 - (iii) in the case of a third or subsequent offence, \$500; and
 - (b) if the offence is a continuing offence, a daily penalty which is not more than \$100 and not less than \$50.
2. Any expense incurred by the Local Authority in consequence of a breach or non observance of these By-laws or in the execution of work directed to be executed by him shall be paid by the person committing the breach or non observance or failing to execute the work.

Passed by resolution at a meeting of the City of Stirling Council held on the 20th day of March 1990.

Dated this 20th day of February 1991.

The Common Seal of the City of Stirling was hereunto affixed by authority of a resolution of the Council in the presence of—

J. H. SATCHELL, Mayor.

R. H. FARDON, City Manager/Town Clerk.

Confirmed—

P. PSAILA-SAVONA, delegate of Executive Director,
Public Health.

Approved by His Excellency the Governor in Executive Council on 28 May 1991.

L. AULD, Clerk of the Council.

HE401

HEALTH ACT 1911

Health Department of WA,
Perth, 20 May 1991.

9257/89.

The appointment of Mr Garry James Agnew as a Health Surveyor to the Murchison Health Scheme comprising the Shires of Meekatharra, Sandstone, Mt Magnet, Cue and Wiluna effective from 28 April 1991 is approved.

WAYNE JOLLEY, delegate of Acting Executive Director, Public Health.

HE402

HEALTH ACT 1911

Health Department of WA,
Perth, 20 May 1991.

8509/90.

The cancellation of the appointment of Mr Simon Fraser as a Health Surveyor to the Shire of Ravensthorpe effective from 26 April 1991 is hereby notified.

The appointment of Mr Timothy Nigel Jeffries as a Health Surveyor to the Shire of Ravensthorpe effective from 11 March 1991 is approved.

WAYNE JOLLEY, delegate of Acting Executive Director, Public Health.

HE403

ERRATUM

HEALTH ACT 1911

8460/88.

Whereas an error occurred in the notice published under the above heading on page 1960 of *Government Gazette* No. 62 dated 3 May 1991 it is corrected as follows.

In the signature line insert " Delegate of " after "BRIAN DEVINE," and before "Acting".

HE404

ERRATUM

HEALTH ACT 1911

454/86.

Whereas an error occurred in the notice published under the above heading on page 1961 of *Government Gazette* No. 62 dated 3 May 1991 it is corrected as follows.

In the signature line insert " Delegate of " after "BRIAN DEVINE," and before "Acting".

HE405

ERRATUM

HEALTH ACT 1911

191/70.

Whereas an error occurred in the notice published under the above heading on page 1961 of *Government Gazette* No. 62 dated 3 May 1991 it is corrected as follows.

In the signature line insert " Delegate of " after "BRIAN DEVINE," and before "Acting".

HE406

HEALTH ACT 1911

Health Department of W.A.,
Perth, 24 May 1991.

354/80.

The appointment of Mr John Terence Chamberlain as a Health Surveyor to the Shire of Boddington effective from 9 May 1991 is approved.

WAYNE JOLLEY, delegate of Executive Director, Public Health.

LAND ADMINISTRATION

LA201

LAND ACT 1933
ORDER IN COUNCIL
(Revocation of Vesting)

By the direction of His Excellency the Governor under section 34B (1), the following Order in Council and associated Vesting Order is revoked.

DOLA File 3178/985.

Order in Council gazetted on 3 July, 1987 vesting Reserve No. 40058 (Murray Location 1839 and Wellington Location 5521) in the Shire of Waroona for the designated purpose of "Public Recreation".

L. M. AULD, Clerk of the Council.

LA202

LAND ACT 1933
ORDER IN COUNCIL
(Vesting of Reserves)

By the direction of His Excellency the Governor under section 33 (2), the following reserve has been vested.

DOLA File 3178/985.

Reserve No. 40058 (Murray Location 1839 and Wellington Location 5521) vested in the Shire of Waroona for the designated purpose of "Public Recreation" with power, subject to the approval in writing of the Minister for Lands to each and every lease or assignment of lease being first obtained, to lease the whole or any portion thereof for any term not exceeding twenty one (21) years from the date of the lease.

L. M. AULD, Clerk of the Council.

LA301

LAND ACT 1933
LAND AMENDMENT REGULATIONS 1991

Made by His Excellency the Governor in Executive Council.

Citation

1. These regulations may be cited as the *Land Amendment Regulations 1991*.

Principal regulations

2. In these regulations the *Land Regulations 1968** are referred to as the principal regulations.

[*Reprinted as at 6 January 1987. For amendments to 18 April 1991 see page 283 of 1989 Index to Legislation of Western Australia and the Gazette of 3 August 1990.]

Regulation 4 amended

3. Regulation 4 of the principal regulations is amended by repealing subregulation (1) and substituting the following subregulation—

“ (1) All applications for land within the State made under the provisions of the Act shall be lodged, with prescribed deposits, at the Department of Land Administration, Perth. ”.

Regulation 12 amended

4. Regulation 12 of the principal regulations is amended in subregulation (12) by deleting "Twenty Dollars (\$20.00)." and substituting the following—

“ \$200.00. ”.

Regulation 13 repealed and a regulation substituted

5. Regulation 13 of the principal regulations is repealed and the following regulation is substituted—

Sale and leasing of town and suburban lands (Part IV)

“ 13. Town and suburban lands shall be sold and leased subject to such of the conditions set out in Part A and Part C of the Schedule to this regulation, as are applicable, and the purchase money together with interest (if any) on that money, or the premium, shall be payable in the instalments set out in the Schedule to this regulation.

Schedule

Part A (sales in fee simple)

Conditions of sale of town and suburban lands advertised to be sold by auction at on the day of 19....., at

(1) The land offered for sale was advertised in the newspaper on and is particularized in the Schedule as appended hereto, and will be sold subject to the terms and conditions of the *Land Act 1933* and the regulations thereunder and to a depth of 12.19 metres below the natural surface.

(2) The lots will be offered separately and in such order as the auctioneer shall at the time determine.

(3) The highest bidder shall be the purchaser and, if any dispute arises, the lot in dispute shall be again put up and offered for sale.

(4) Each lot shall be offered at the upset price, and if no advance be made the applicant for the same shall be declared the purchaser at the price: but, if any advance be made, the highest bidder shall be the purchaser as aforesaid. Should the applicant not be the purchaser, his deposit will be refunded in due course.

(5) The purchaser shall, immediately upon the fall of the hammer, pay to the Minister or his agent, a first instalment equal to 10% of the total amount of the purchase money. Should the purchaser fail to pay the instalment as required, the purchase shall be void and the lot shall be offered again immediately for sale.

(6)(a) The balance of the purchase money shall be paid to the Minister or his agent within 30 days or such other period, not exceeding 2 years, as is determined by the Minister and the rate of interest payable in respect of the balance of the purchase money shall be determined by the Minister.

(b) Nothing in paragraph (a) prevents the balance of purchase money and fees being paid on an earlier date should the purchaser so desire, but a Crown grant shall not issue until the conditions under which the lots were made available for sale have been fulfilled.

(7) The Minister may approve or reject any fencing required by a prescribed condition, or may dispense with any requirement for fencing.

(8) In default of payment of any one of the several instalments of purchase money and interest as applicable within 30 days, or, if the prescribed conditions as to improvements, or any other conditions, have not been complied with within the times prescribed, the land shall be absolutely forfeited, together with all purchase money and fees that may have been paid.

(9) On payment of the final instalment of the purchase money and interest as applicable, provided the prescribed conditions as to improvements and any other conditions have been complied with and maintained, a Crown grant shall be issued on payment of the fee prescribed by regulation 5.

(10) Immediately after the sale, the purchaser shall declare to whom or in whose name he requires the Crown grant to issue, and the name, address and occupation of such person shall thereupon be inserted in the form of application to purchase.

(11) If any lot is improved, the value of the improvements (unless the purchaser is the owner of the improvements) will be payable by the purchaser to the Minister for Lands or his agent, in addition to the purchase money forthwith after the sale, or at such time and by such instalments (if any) as the Minister may determine, and the Minister's valuation of the improvements shall be final and binding on the purchaser.

Part C (sales under section 45A)

Conditions of sale of town and suburban lands that the Governor has approved of being offered for sale in fee simple pursuant to the provisions of section 45A of the *Land Act 1933*.

(1) At the time of making application to purchase any lot referred to in this Part, the purchaser shall pay to the Minister for Lands the deposit required by the Minister, which deposit shall not exceed the rate of 10% of the total amount of the purchase money, and such deposit shall be considered as payment of the purchase money so far as the same will extend and shall for the purposes of the *Land Act 1933* be and be deemed to be the first prescribed instalment of the purchase money.

(2) The balance of the purchase money shall be paid to the Minister or his agent within 30 days or such other period, not exceeding 2 years, as is determined by the Minister and the rate of interest payable in respect of the balance of the purchase money shall be determined by the Minister.

(3) Nothing shall prevent the balance of purchase money and fees being paid at an earlier date should the purchaser so desire but a Crown grant shall not issue until the conditions under which the lots were made available for sale have been fulfilled.

(4) In default of payment of any one of the several instalments of purchase money and interest as applicable within 30 days after becoming due and payable, or if the conditions upon and subject to which the lot was sold are not complied with within the time specified for the performance thereof, the lot shall be absolutely forfeited, together with all purchase money and fees that have been paid.

(5) On payment of the final instalment of the purchase money and interest as applicable, provided that all conditions upon and subject to which the lot was sold have been complied with, a Crown grant shall be issued on payment of the fee prescribed by regulation 5. ”.

Regulation 14 repealed

6. Regulation 14 of the principal regulations is repealed.

Regulation 15 repealed and a regulation substituted

7. Regulation 15 of the principal regulations is repealed and the following regulation is substituted—

**Depth of Crown grants, conditional purchase leases, etc.
(section 15 (2))**

“ 15. A Crown grant, conditional purchase lease, or licence, issued under the Act shall be issued for an estate in land to a limited depth of 12.19 metres, or such other limited depth, in special cases, as the Minister may direct. ”.

Regulation 16 repealed

8. Regulation 16 of the principal regulations is repealed.

Regulations 20 and 21 repealed

9. Regulations 20 and 21 of the principal regulations are repealed.

Regulation 22 amended

10. Regulation 22 of the principal regulations is amended—

- (a) by inserting after the regulation designation “22.” the subregulation designation “(1)”;
- (b) by deleting “Mortgages” and substituting the following—
“ Subject to subregulation (2), mortgages ”;
- (c) by deleting “the respective forms in the Schedule to this regulation, or by forms as near thereto as circumstances will allow.” and substituting the following—
“ form 29, 30 or 31, respectively, in the Schedule. ”;
- (d) by inserting after subregulation (1) the following subregulation—
“ (2) Where necessary or convenient to do so, an appropriate form set out in the Schedules to the *Transfer of Land Act 1893* may be used in the place of form 29, 30 or 31 in the Schedule to these regulations. ”; and
- (e) by deleting the Schedule to that regulation.

Regulation 24 amended

11. Regulation 24 of the principal regulations is amended—

- (a) by deleting “The forms in the Schedule” and substituting the following—
“ (1) Subject to subregulation (2), the forms in the Schedule ”; and
- (b) by inserting the following subregulation—
“ (2) Where necessary or convenient to do so the forms set out in the Seventh Schedule, the Fourteenth Schedule or the Eighteenth Schedule to the *Transfer of Land Act 1893* may be used in the place of forms 26, 27 or 28 respectively. ”.

Schedule amended

12. The Schedule to the principal regulations is amended—

(a) by deleting the index headed "Forms" and substituting the following index—

Form No.	Index Title of form	Section No.
1.	Crown grant of town or suburban land	15
2.	Crown grant of rural land	15
3.	Application for a lease	32, 33, 116 and 117
4.	Lease	32, 33 (3)
5.	Form of lease for Commonwealth Rifle Range	33
6.	Application for a town or suburban lot to be submitted to auction	38
7.	Application to purchase a town or suburban lot	41A, 45A and 45B
8.	Licence to occupy town or suburban lands	43
9.	Application for a conditional purchase .	47, 49 and 53
10.	Conditional purchase lease	47 and 49
11.	Conditional purchase licence	53
12.	Application for a conditional purchase (vineyards, orchards and gardens)	54
13.	Conditional purchase licence (vineyards, orchards and gardens)	54
14.	Application for a homestead farm	66
15.	Occupation certificate for homestead farm	66
16.	Application for a working man's block .	81
17.	Lease of working man's block	81
18.	Application for Crown grant of a working man's block	81
19.	Application for a pastoral lease	91 (1)
20.	Pastoral lease	91 (2)
21.	Return of stocks and improvements ...	102 and 103
22.	Special lease	116 or 117
23.	Permit to occupy town or suburban land	142 (2)
24.	Permit to occupy rural land	142 (2)
25.	Certificate of transfer of a lease or licence of Crown land	144 (2)
26.	Transfer of a lease or licence of Crown land	144 (3)
27.	Memorandum of mortgage	145 (2)
28.	Caveat	152 (1)
29.	Transfer of mortgage	145
30.	Discharge of mortgage	145
31.	Partial discharge of mortgage	145 ";

(b) by deleting Form 3 and substituting the following form

LAND ACT 1933

Form 3

Sections 32, 33, 116 and 117

File No.....

No.

APPLICATION FOR LEASE UNDER SECTION (.....)

OFFICE USE ONLY

Application No:/.....	CL No: CLR No:
--------------------------------	-------------------------------

DESCRIPTION OF LAND	District / Townsite:	Loc / Lot No:	Area:
	Public Plan:	Diagram:	Reserve No.
	Purpose:	Term of lease:	Rent, Fees, Etc.
	Re-appraisalment:	from/...../.....	Annual Rent \$.....
		to/...../.....	Service Premium \$.....
		Survey Fee \$.....	
		Lease Fee \$.....	
		Registration Fee \$.....	

APPLICANT
Full Name and address. If a minor state date of birth. If two or more state whether as Joint Tenants or Tenants in Common. If Tenants in Common specify shares.

.....
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.....

THE APPLICANT HEREBY APPLIES FOR A LEASE OF THE ABOVEMENTIONED LAND. IT IS UNDERSTOOD THAT ALL IMPROVEMENTS ARE THE PROPERTY OF THE CROWN AND SHALL BE PAID FOR AS THE MINISTER DIRECTS.

Dated this day of 19.....

SIGNED BY
(OR ON
BEHALF OF)
APPLICANT

SIGNED SIGNED
SIGNED SIGNED

OFFICE USE
ONLY

<input type="checkbox"/> Applications invited File No	<input type="checkbox"/> Only Application	<input type="checkbox"/> Deposit etc. paid \$
<input type="checkbox"/> Lease offered	<input type="checkbox"/> Granted by Land Board	<input type="checkbox"/> Application checked
Approved by Order of the Minister for Lands to a depth of metres below the natural surface subject to the schedule of conditions attached hereto		
..... Date	..... An officer Authorised by Order of the Minister for Lands	

(c) in Form 4—

- (i) by inserting after “conditions herein” the following—
“ , and in the Schedule below, ”;
- (ii) by inserting after “enjoy the said land for the purpose for which this lease is granted,” the following—
“ or shall fail or neglect to comply with, perform or fulfil all or any of the conditions scheduled below, ”;
and
- (iii) by inserting before the heading “PLAN HEREIN REFERRED TO” the following heading—
“ SCHEDULE OF CONDITIONS ”;

(d) by deleting Forms 6 and 7 and substituting the following forms—

FORM 6

(section 38)

File No.....

No.

LAND ACT 1933

TOWN OR SUBURBAN LOT TO BE SUBMITTED TO AUCTION

OFFICE USE ONLY

Application No: 338/.....	CL No:
	CLR No:

DESCRIPTION OF LAND

District / Townsite:		Loc / Lot No:	Area:
Public Plan:		Street:	Survey:
Date of Auction	Time:	Venue:	
Conditions:		Service Premium Repayable to:	
The sale of the above loc/lot is approved by Order of the Minister for Lands to a depth of metres below the natural surface.			
...../...../..... Date		..... An officer authorised by Order of the Minister for Lands	

APPLICANT

Full Name and address. If a minor state date of birth. If two or more state whether as Joint Tenants or Tenants in Common. If Tenants in Common specify shares.

.....	
Upset Price: \$	Price Realised: \$

THE APPLICANT HEREBY APPLIES FOR THE CROWN LAND AS DESCRIBED ABOVE TO BE SOLD BY PUBLIC AUCTION AT THE UPSET PRICE OF \$.....

Dated this day of 19.....

SIGNED BY (OR ON BEHALF OF) APPLICANT

SIGNED SIGNED
SIGNED SIGNED

OFFICE USE ONLY

Sale confirmed	Deposit Paid \$	Appln. checked	Signature
	Receipt No.		

FORM 7

(Sections 41A, 45A, 45B)

File No.....

No.

LAND ACT 1933
APPLICATION TO PURCHASE A TOWN OR SUBURBAN LOT UNDER
SECTION 41A, 45A, 45B

OFFICE USE ONLY	Application No:/...../.....	CL No:
		CLR No:

DESCRIPTION OF LAND	District / Townsite:	Loc / Lot No:	Area:
	Public Plan:	Survey:	

APPLICANT
Full Name and address. If a minor state date of birth. If two or more state whether as Joint Tenants or Tenants in Common. If Tenants in Common specify shares.

.....
.....
.....
.....
.....
.....
.....
.....

THE APPLICANT HEREBY APPLIES TO PURCHASE THE CROWN LAND UNDER THE PROVISIONS OF SECTION HEREIN FOR THE PRICE OF \$ SUBJECT TO THE CONDITIONS ATTACHED HERETO. IT IS UNDERSTOOD THAT ALL IMPROVEMENTS ARE THE PROPERTY OF THE CROWN AND SHALL BE PAID FOR AS THE MINISTER DIRECTS.

SIGNED BY (OR ON BEHALF OF) APPLICANT

Dated this day of 19
SIGNED SIGNED
SIGNED SIGNED

OFFICE USE ONLY

Only Applicant Granted by Land Board	Deposit & Fees Paid \$.....	Application checked	Exco Approval
The sale of the above loc/lot is approved by Order of the Minister for Lands to a depth of metres below the natural surface.			
...../...../..... Date		..... An officer Authorised by Order of the Minister for Lands	

- (e) in Form 22—
 - (i) by deleting the subheading "Section 116" and substituting the following subheading—
" Section 116 or 117 ";
 - (ii) by deleting "section 116 of the *Land Act 1933*," and substituting the following—
" section of the *Land Act 1933*, ";
 - (iii) by inserting after "conditions herein" the following—
" , and in the Schedule below, ";
 - (iv) by inserting after "enjoy the said land for the said purpose," the following—
" or shall fail or neglect to comply with, perform or fulfill all or any of the conditions scheduled below, or the conditions or provisions of the Act, "; and

- (v) by inserting before the heading "PLAN HEREIN REFERRED TO" the following heading—
" SCHEDULE OF CONDITIONS ";
- (f) in Form 26 by inserting at the foot of the first page the following—
" Note: Form as prescribed under the *Transfer of Land Act 1893* may be used. ";
- (g) in Form 27 by inserting at the foot of the first page the following—
" Note: Form as prescribed under the *Transfer of Land Act 1893* may be used. ";
- (h) in Form 28 by inserting at the end of the form the following—
" Note: Form as prescribed under the *Transfer of Land Act 1893* may be used. "; and
- (i) by inserting after Form 28 the following forms—

" FORM 29
Land Act 1933
(Section 145)

TRANSFER OF MORTGAGE

I, _____ of _____,
being registered as the proprietor of a mortgage numbered _____,
granted to me by _____ upon the land hereinafter described,
in consideration of the sum of _____ paid to me by _____ of _____,
do hereby transfer to the said _____ the principal sum
of _____ and all interest secured by the said mortgage, all my estate
and interest as such mortgagee in All

Signed, sealed, and delivered by the Said }
..... } [L.S.]
in the presence of }
..... }

Received this Transfer of Mortgage at _____ on the _____ day
of _____, 19 _____, with the fee prescribed by regulation 5.

Accountant.
Registered No..... Chief Executive Officer of the Department.
Date _____

Note: Form as prescribed under the *Transfer of Land Act 1893* may be used.

FORM 30
LAND ACT 1933
(Section 145)

DISCHARGE OF MORTGAGE

Discharge) No. _____)

I, _____ do hereby discharge the following lands
from the whole of the moneys secured to me by Instrument of Mortgage registered the _____ day of _____, 19 _____, to secure \$ _____
Signature _____

Signed by the abovenamed Mortgagee this _____ day of _____, 19 _____, in my presence. Received this discharge at _____ at _____ day of _____, 19 _____, with the fee prescribed by regulation 5.
Discharge No. _____ registered.

Accountant, Chief Executive Officer of the Department.
Date _____

Note: Form as prescribed under the *Transfer of Land Act 1893* may be used.

FORM 31
LAND ACT 1933

(Section 145)

PARTIAL DISCHARGE OF MORTGAGE

Discharge)
No.)

Whereas under instrument of mortgage, registered the day of
, 19 , the lands herein mentioned were mortgaged to me,
the undersigned, to secure \$ principal and \$ per cent per
annum interest thereon, viz:—*

And whereas on this day of , 19 , there is due
to me under the said mortgage \$ principal and \$ of
interest: I hereby discharge the said lands from the whole of the said
interest and from \$, part of the said principal.

Dated this day of , 19 .

Signature

Signed by the said Mortgagee in the presence of me.

Received this partial discharge this day , of
, 19 , with the fee prescribed by regulation 5.

Accountant.

Partial Discharge No. registered.

Chief Executive Officer of the Department.

Date

*Here describe lands.

Note: Form as prescribed under the *Transfer of Land Act 1893* may be
used. ”.

By His Excellency's Command,

L. M. AULD, Clerk of the Council.

LA401

CORRIGENDUM

31st May 1991.

DOLA File: 12911/905.

In the notice at page 1143 of the *Government Gazette* dated 15 March 1991 in respect to the amendment of Reserve No. 22610 the reference to “252.4005 hectares” is amended to read “252.4467 hectares”.

A. A. SKINNER, Executive Director.

LA402

LOCAL GOVERNMENT ACT 1960
DECLARATION OF CLOSURE OF STREETS

Made by the Minister for Lands under Section 288A.

At the request of the local government nominated, the streets described in the Schedule are now declared to be closed.

Schedule

City of Armadale

DOLA File 2549/988.

Closure No. A483. All that portion of Murray Road (Road No. 3849) plus widenings, now comprising Armadale Lot 15 shown bordered pink on DOLA Survey Diagram 89950.

(Public Plan: Perth 1:2 000 22.04).

City of Stirling

DOLA File 2643/987.

Closure No. S424. All that portion of Delawney Street (Road No. 5904) now comprised in Hamersley Lot 26 as shown bordered pink on DOLA Survey Diagram 89959.

(Public Plan: Perth 1:2 000 11.34).

City of Subiaco

DOLA File 1703/987.

Closure No. S423.

(a) All that portion of Subiaco Road now comprising Swan Location 11519 shown bordered pink on DOLA Survey Plan 17506.

(b) All those portions of Subiaco Road and Axon Street (Road No. 13340) now comprised in Swan Location 11285 shown bordered pink on DOLA Survey Plan 17506.

(c) All that portion of Subiaco Road now comprising Swan Location 11520 shown bordered pink on DOLA Survey Diagram 89942.

(Public Plan: Perth 1:2 000 11.25, 11.26).

City of Wanneroo

DOLA File 3919/990.

Document No. E596502; Closure No. W1316. All that portion of Milson Court shown coloured green on page 7 of Road Closure and Disposal Document E596502.

(Public Plan: Swan 1:2 000 06.02).

Shire of Boddington

DOLA File 1332/987.

Closure No. B1287. The whole of the unsurveyed road, within portion of Murray Location 703, starting from the eastern side of Road No. 6579, as surveyed and shown on DOLA Survey Plan 17335, and extending generally northwestwards through the said Location to a southern boundary of Murray Location 530.

(Public Plan: Marradong NW and NE 1:25 000).

Shire of Meekatharra

DOLA File 1520/990.

Document No. E596503; Closure No. M1307. All that portion of Railway Street and Oliver Street shown coloured blue on page 7 of Road Closure and Disposal Document E596503.

(Public Plan: Meekatharra T/site 1:2 000 SHT3).

Shire of Mingenew

DOLA File 1239/990; Closure M1310. All that portion of Yandanooka Road (Road No. 2289) shown coloured blue on p7 of Road Closure and Disposal Document E604741.

(Public Plan: Mingenew T/site 1:2 000).

Shire of Mundaring

DOLA File 1355/986.

Closure No. M1309. Those portions of Walker and Grahame Streets shown bordered blue on DOLA Survey Plan 17776.

(Public Plan: Perth 1:2 000 34.33, 34.34).

Shire of Wickepin

DOLA File 3338/990.

Document No. E596501; Closure No. W1317. All that portion of Kent Street shown coloured blue on page 7 of Road Closure and Disposal Document E596501.

(Public Plan: Wickepin T/site One Inch to Three Chains).

A. A. SKINNER, Acting Executive Director,
Department of Land Administration.

LA701

**LAND ACT 1933
RESERVATION NOTICE**

Made by His Excellency the Governor under section 29.

The Crown Land described below has been set apart as a public reserve.

DOLA File 291/941.

Reserve No. 41751 comprising Geraldton Lots 1929, 2753, 2754, 2755, 2756 and 2834 with an area of 3.678 3 hectares on Lands and Surveys Diagram 71340, 82816 and 84539 for the designated purpose of "Use and Requirements of the Geraldton Port Authority".

Public Plan: Geraldton 1:2 000 13.14 and 14.14 Haigh and Point Streets located in the City of Geraldton.

A. A. SKINNER, Executive Director.

LB301

PUBLIC WORKS ACT 1902
SALE OF LAND

File No. 2455/973.

Notice is hereby given that the piece or parcel of land hereinafter described is no longer required for the purpose for which it was resumed and is available for sale under the provisions of section 29 (1) of the Public Works Act 1902.

A person who immediately prior to the taking of the land referred to had an estate in fee simple in that land may, within three months after publication of this notice in the *Gazette* and in accordance with the provisions of section 29 (3) of the Public Works Act 1902 apply to the Minister for construction at the Office of the Department of Land Administration for an option to purchase the land but such application shall be subject to the provisions of section 29 (3) (ca) of that Act.

Land

Portion of Cockburn Sound Location 334 and being the whole of the land contained in Certificate of Title Volume 1607 Folio 92 as is shown more particularly delineated and coloured green on Plan LAWA 753.

Dated this 28th day of May 1991.

A. A. SKINNER, Acting Executive Director,
Department of Land Administration.

LB401

LOCAL GOVERNMENT ACT 1960
DECLARATION OF PUBLIC STREETS

Orders of the Minister for Lands Made under Section 288.

At the request of the local governments nominated each piece of land specified in the Schedule is now declared to be absolutely dedicated as a public street.

Schedule

City of Cockburn

DOLA File: 1266/1991.

Road No. 4167 (Goldsmith Road) (Widening). That portion of Cockburn Sound Location 561 as delineated and coloured brown on Office of Titles Diagram 35440.

(Public Plan: Perth 1:2 000, 09.07).

City of Stirling

DOLA File: 1935/1990.

Road No. 18253. The whole of the Right of Way between Almondbury Road and Railway Parade along the Southeastern Boundaries of Lot 130 to 147 on Office of Titles Plan 2343(3).

(Public Plan: Perth 1:2 000, 14.26, 14.27).

DOLA File: 1935/1990.

Road No. 18254. The whole of the Right of Way off Park Road along the Southeastern Boundaries of Lots 158 to 152 and the Southwestern Boundary of the said Lot 152 on Office of Titles Plan 2343(3).

(Public Plan: Perth 1:2 000, 14.26, 14.27).

DOLA File: 1935/1990.

Road No. 18255. The whole of the Right of Way between Central Avenue and Fifth Avenue along the Northwestern Boundary of Lots 111 and 107 on Office of Titles Plan 2671(2).

(Public Plan: Perth 1:2 000, 14.27, 14.28).

Shire of Wyndham—East Kimberley

DOLA File: 3572/1988.

Road No. 18256 (Brolga Road). That portion of vacant Crown Land as delineated and coloured mid brown on DOLA Diagram 89965.

(Public Plan: Deception Range N.E. 1:25 000).

A. A. SKINNER,
Executive Director, Department of Land Administration.

LB701

File No. 1492/990.

LOCAL GOVERNMENT ACT 1960; PUBLIC WORKS ACT 1902
LAND RESUMPTION

Road Widening—Smith Road—Road No's 11958 and 3261—Shire of Wongan-Ballidu

Notice is hereby given, and it is hereby declared, that pursuant to a resolution of the Shire of Wongan-Ballidu passed at a meeting of the Council held on or about 11 April 1990, the several pieces or parcels of land described in the Schedule hereto, being all in the Melbourne District have, in pursuance of the written approval and consent of His Excellency the Governor, acting by and with the advice of the Executive Council, dated the 14th day of May 1991, been set apart, taken or resumed for the purpose of the following public work, namely—Road Widening—Smith Road—Road No's 11958 and 3261—Shire of Wongan-Ballidu.

And further notice is hereby given that the said pieces or parcels of land so set apart, taken, or resumed are marked off and more particularly described on Department of Land Administration Diagram 89733 which may be inspected at the Department of Land Administration, Perth. The additional information contained in the Schedule after the land descriptions is to define locality only and in no way derogates from the Transfer of Land Act description. And it is hereby directed that the said lands shall vest in Her Majesty for an estate in fee simple in possession for the public work herein expressed, freed and discharged from all trusts, mortgages, charges, obligations, estates, interests, rights-of-way or other easements whatsoever.

Schedule

Owner or Reputed Owner	Occupier or Reputed Occupier	Description	Area
Ivan Arthur Metcalf	Ivan Arthur Metcalf	Portion of Melbourne Location 2566 being part of the land contained in Certificate of Title Volume 1099 Folio 204	4 559 m ²
Ivan Arthur Metcalf	Ivan Arthur Metcalf	Portion of Melbourne Location 2519 being part of the land contained in Certificate of Title Volume 1112 Folio 672	7 485 m ²

Certified correct this 2nd day of May 1991.

D. L. SMITH, Minister for Lands.

Dated this 14th day of May 1991.

FRANCIS BURT, Governor in Executive Council.

LB702

File No. 9412/1904.

LOCAL GOVERNMENT ACT 1960; PUBLIC WORKS ACT 1902
LAND RESUMPTION

Road Widening—Behanging North Road—Road No. 2148—Shire of Victoria Plains

Notice is hereby given, and it is hereby declared, that pursuant to a resolution of the Shire of Victoria Plains passed at a meeting of the Council held on or about 29 November 1990, the several pieces or parcels of land described in the Schedule hereto, being all in the Melbourne District have, in pursuance of the written approval and consent of His Excellency the Governor, acting by and with the advice of the Executive Council, dated the 14th day of May 1991, been set apart, taken or resumed for the purpose of the following public work, namely—Road Widening—Behanging North Road—Road No. 2148—Shire of Victoria Plains.

And further notice is hereby given that the said pieces or parcels of land so set apart, taken, or resumed are marked off and more particularly described on Department of Land Administration Diagram 89964 which may be inspected at the Department of Land Administration, Perth. The additional information contained in the Schedule after the land descriptions is to define locality only and in no way derogates from the Transfer of Land Act description. And it is hereby directed that

the said lands shall vest in Her Majesty for an estate in fee simple in possession for the public work herein expressed, freed and discharged from all trusts, mortgages, charges, obligations, estates, interests, rights-of-way or other easements whatsoever.

Schedule

Owner or Reputed Owner	Occupier or Reputed Occupier	Description	Area
Isobel Margaret McGill	Isobel Margaret McGill	Portion of Melbourne Location 3951 being part of the land contained in Certificate of Title Volume 1358 Folio 903	2 117 m ²

Certified correct this 6th day of May 1991.

D. L. SMITH, Minister for Lands.

Dated this 14th day of May 1991.

FRANCIS BURT, Governor in Executive Council.

LB703

File No. 4149/1989.
Ex. Co. No. 3397.

LOCAL GOVERNMENT ACT 1960; PUBLIC WORKS ACT 1902

LAND RESUMPTION

Road Widening—Watergarrup Road—Road No. 5063—Shire of Tambellup

Notice is hereby given, and it is hereby declared, that pursuant to a resolution of the Shire of Tambellup passed at a meeting of the Council held on or about 15 November 1989, the several pieces or parcels of land described in the Schedule hereto, being all in the Plantagenet District have, in pursuance of the written approval and consent of His Excellency the Governor, acting by and with the advice of the Executive Council, dated the 16th day of April 1991, been set apart, taken or resumed for the purpose of the following public work, namely—Road Widening—Watergarrup Road—Road No. 5063—Shire of Tambellup.

And further notice is hereby given that the said pieces or parcels of land so set apart, taken, or resumed are marked off and more particularly described on Department of Land Administration Diagram 89737 which may be inspected at the Department of Land Administration, Perth. The additional information contained in the Schedule after the land descriptions is to define locality only and in no way derogates from the Transfer of Land Act description. And it is hereby directed that the said lands shall vest in Her Majesty for an estate in fee simple in possession for the public work herein expressed, freed and discharged from all trusts, mortgages, charges, obligations, estates, interests, rights-of-way or other easements whatsoever.

Schedule

Owner or Reputed Owner	Occupier or Reputed Occupier	Description	Area
Dave Herbert Pty Ltd	Dave Herbert Pty Ltd	Portion of Plantagenet Location 2876 being part of the land contained in Certificate of Title Volume 22 Folio 140A	3.288 0 ha

Certified correct this 28th day of March 1991.

D. L. SMITH, Minister for Lands.

Dated this 16th day of April 1991.

FRANCIS BURT, Governor in Executive Council.

LB704

File No. 3534/1990.

LOCAL GOVERNMENT ACT 1960; PUBLIC WORKS ACT 1902

LAND RESUMPTION

Road Widening—Hanson Street—Road No. 14242—Town of Albany

Notice is hereby given, and it is hereby declared, that pursuant to a resolution of the Town of Albany passed at a meeting of the Council held on or about 9 November 1990, the several pieces or parcels of land described in the Schedule hereto, being all in the Albany District have, in pursuance of the written approval and consent of His Excellency the Governor, acting by and with the advice of the Executive Council, dated the 28th day of May 1991, been set apart, taken or resumed for the purpose of the following public work, namely—Road Widening—Hanson Street—Road No. 14242—Town of Albany.

And further notice is hereby given that the said pieces or parcels of land so set apart, taken, or resumed are marked off and more particularly described on Department of Land Administration Diagram 89947 which may be inspected at the Department of Land Administration, Perth. The additional information contained in the Schedule after the land descriptions is to define locality only and in no way derogates from the Transfer of Land Act description. And it is hereby directed that the said lands shall vest in Her Majesty for an estate in fee simple in possession for the public work herein expressed, freed and discharged from all trusts, mortgages, charges, obligations, estates, interests, rights-of-way or other easements whatsoever.

Schedule

Owner or Reputed Owner	Occupier or Reputed Occupier	Description	Area
James Walter Barry and Audrey Pearl Barry	James Walter Barry and Audrey Pearl Barry	Portion of Albany Suburban Lot B4 and being part of Lot 20 on Plan 3951 being part of the land contained in Certificate of Title Volume 1094 Folio 393	35 m ²

Certified correct this 8th day of May 1991.

D. L. SMITH, Minister for Lands.

Dated this 28th day of May 1991.

FRANCIS BURT, Governor in Executive Council.

LB705

File No. 1857/1990.

LOCAL GOVERNMENT ACT 1960; PUBLIC WORKS ACT 1902

LAND RESUMPTION

Road Deviation—Mangles Road—Road No. 1915—Shire of Capel

Notice is hereby given, and it is hereby declared, that pursuant to a resolution of the Shire of Capel passed at a meeting of the Council held on or about 27 April 1990, the several pieces or parcels of land described in the Schedule hereto, being all in the Wellington District have, in pursuance of the written approval and consent of His Excellency the Governor, acting by and with the advice of the Executive Council, dated the 28th day of May 1991, been set apart, taken or resumed for the purpose of the following public work, namely—Road Deviation—Mangles Road—Road No. 1915—Shire of Capel.

And further notice is hereby given that the said pieces or parcels of land so set apart, taken, or resumed are marked off and more particularly described on Department of Land Administration Plan 17801 which may be inspected at the Department of Land Administration, Perth. The additional information contained in the Schedule after the land descriptions is to define locality only and in no way derogates from the Transfer of Land Act description. And it is hereby directed that the said lands shall vest in Her Majesty for an estate in fee simple in possession for the public work herein expressed, freed and discharged from all trusts, mortgages, charges, obligations, estates, interests, rights-of-way or other easements whatsoever.

Schedule

Owner or Reputed Owner	Occupier or Reputed Occupier	Description	Area
Shire of Capel	Shire of Capel	Portion of Wellington Location 47 and being part of Lot 100 the subject of Diagram 78008 being part of the land contained in Certificate of Title Volume 1879 Folio 29	1.056 4 ha

Certified correct this 15th day of May 1991.

D. L. SMITH, Minister for Lands.

Dated this 28th day of May 1991.

FRANCIS BURT, Governor in Executive Council.

LB706

File No. 2290/901.

LOCAL GOVERNMENT ACT 1960; PUBLIC WORKS ACT 1902

LAND RESUMPTION

Road Widening—Martin Road—Road No. 2241—Shire of Harvey

Notice is hereby given, and it is hereby declared, that pursuant to a resolution of the Shire of Harvey passed at a meeting of the Council held on or about 22 August 1979, the several pieces or parcels of land described in the Schedule hereto, being all in the Wellington District have, in pursuance of the written approval and consent of His Excellency the Governor, acting by and with the advice of the Executive Council, dated the 28th day of May 1991, been set apart, taken or resumed for the purpose of the following public work, namely—Road Widening—Martin Road—Road No. 2241—Shire of Harvey.

And further notice is hereby given that the said pieces or parcels of land so set apart, taken, or resumed are marked off and more particularly described on Department of Land Administration Diagram 89420 which may be inspected at the Department of Land Administration, Perth. The additional information contained in the Schedule after the land descriptions is to define locality only and in no way derogates from the Transfer of Land Act description. And it is hereby directed that the said lands shall vest in Her Majesty for an estate in fee simple in possession for the public work herein expressed, freed and discharged from all trusts, mortgages, charges, obligations, estates, interests, rights-of-way or other easements whatsoever.

Schedule

Owner or Reputed Owner	Occupier or Reputed Occupier	Description	Area
Josef Philipp Otto Silberstein and Judith Jane Silberstein	Josef Philipp Otto Silberstein and Judith Jane Silberstein	Portion of Wellington Location 1 and being Lot 1 on Plan 7235 being part of the land contained in Certificate of Title Volume 1226 Folio 875	1 666 m ²

Certified correct this 8th day of May 1991.

D. L. SMITH, Minister for Lands.

Dated this 28th day of May 1991.

FRANCIS BURT, Governor in Executive Council.

LB707

File No. 835/1989.

LOCAL GOVERNMENT ACT 1960; PUBLIC WORKS ACT 1902

LAND RESUMPTION

Road Widening—Noble Road—Road No. 2515—Shire of Wagin

Notice is hereby given, and it is hereby declared, that pursuant to a resolution of the Shire of Wagin passed at a meeting of the Council held on or about 9 February 1989, the several pieces or parcels of land described in the Schedule hereto, being all in the Williams District have, in pursuance of the written approval and consent of His Excellency the Governor, acting by and with the advice of the Executive Council, dated the 28th day of May 1991, been set apart, taken or resumed for the purpose of the following public work, namely—Road Widening—Noble Road—Road No. 2515—Shire of Wagin.

And further notice is hereby given that the said pieces or parcels of land so set apart, taken, or resumed are marked off and more particularly described on Department of Land Administration Diagram 89606 which may be inspected at the Department of Land Administration, Perth. The additional information contained in the Schedule after the land descriptions is to define locality only and in no way derogates from the Transfer of Land Act description. And it is hereby directed that the said lands shall vest in Her Majesty for an estate in fee simple in possession for the public work herein expressed, freed and discharged from all trusts, mortgages, charges, obligations, estates, interests, rights-of-way or other easements whatsoever.

Schedule

Owner or Reputed Owner	Occupier or Reputed Occupier	Description	Area
Edward John Gilbert and Margaret Audrey Gilbert	Edward John Gilbert and Margaret Audrey Gilbert	Portion of Williams Location 3662 being part of the land contained in Certificate of Title Volume 1511 Folio 770	410 m ²

Certified correct this 8th day of May 1991.

D. L. SMITH, Minister for Lands.

Dated this 28th day of May 1991.

FRANCIS BURT, Governor in Executive Council.

LB708

File No. 1496/1972.

LOCAL GOVERNMENT ACT 1960; PUBLIC WORKS ACT 1902

LAND RESUMPTION

Road Widening—Toodyay Road—Road No. 18—Midland

Notice is hereby given, and it is hereby declared, that pursuant to a resolution of the Shire of Swan passed at a meeting of the Council held on or about 29 August 1990, the several pieces or parcels of land described in the Schedule hereto, being all in the Swan District have, in pursuance of the written approval and consent of His Excellency the Governor, acting by and with the advice of the Executive Council, dated the 28th day of May 1991, been set apart, taken or resumed for the purpose of the following public work, namely—Road Widening—Toodyay Road—Road No. 18—Midland.

And further notice is hereby given that the said pieces or parcels of land so set apart, taken, or resumed are marked off and more particularly described on Department of Land Administration Diagram 89617 which may be inspected at the Department of Land Administration, Perth. The additional information contained in the Schedule after the land descriptions is to define locality only and in no way derogates from the Transfer of Land Act description. And it is hereby directed that the said lands shall vest in Her Majesty for the public work herein expressed, freed and discharged from all trusts, mortgages, charges, obligations, estates, interests, rights-of-way or other easements whatsoever.

Schedule

Owner or Reputed Owner	Occupier or Reputed Occupier	Description	Area
Crown	Shire of Swan as Vestee	Portion of Swan Location 5380 being part of the land held as Reserve 777	1 226 m ²

Certified correct this 8th day of May 1991.

D. L. SMITH, Minister for Lands.

Dated this 28th day of May 1991.

FRANCIS BURT, Governor in Executive Council.

LB709

File No. 1130/1976.

LOCAL GOVERNMENT ACT 1960; PUBLIC WORKS ACT 1902

LAND RESUMPTION

Deviation of Muradup North West Road—Road No. 2435—Deviation and Road Truncation—Riverdale Road—Road No. 14680—Shire of Kojonup

Notice is hereby given, and it is hereby declared, that pursuant to a resolution of the Shire of Kojonup passed at a meeting of the Council held on or about 21 November 1989, the several pieces or parcels of land described in the Schedule hereto, being all in the Kojonup District have, in pursuance of the written approval and consent of His Excellency the Governor, acting by and with the advice of the Executive Council, dated the 28th day of May 1991, been set apart, taken or resumed for the purpose of the following public work, namely—Deviation of Muradup North West Road—Road No. 2435—Deviation and Road Truncation—Riverdale Road—Road No. 14680—Shire of Kojonup.

And further notice is hereby given that the said pieces or parcels of land so set apart, taken, or resumed are marked off and more particularly described on Department of Land Administration Plan 17713 which may be inspected at the Department of Land Administration, Perth. The additional information contained in the Schedule after the land descriptions is to define locality only and in no way derogates from the Transfer of Land Act description. And it is hereby directed that the said lands shall vest in Her Majesty for public work herein expressed, freed and discharged from all trusts, mortgages, charges, obligations, estates, interests, rights-of-way or other easements whatsoever.

Schedule

Owner or Reputed Owner	Occupier or Reputed Occupier	Description	Area
Crown	Jipar Pty. Ltd.	Portion of Kojonup Location 8864 being part of the land contained in Perpetual Lease P/1101 (Crown Lease 561/1957)	1.7 357 ha
Crown	Francis Harold Piesse	Portion of Kojonup Location 8865 being part of the land contained in Perpetual Lease P/792 (Crown Lease 361/1957)	1.8 155 ha

Certified correct this 8th day of May 1991.

D. L. SMITH, Minister for Lands.

Dated this 28th day of May 1991.

FRANCIS BURT, Governor in Executive Council.

LB710

File No. 3534/1989.

LOCAL GOVERNMENT ACT 1960; PUBLIC WORKS ACT 1902

LAND RESUMPTION

Road Widening—South Western Highway—Road No. 51—Manjimup

Notice is hereby given, and it is hereby declared, that pursuant to a resolution of the Shire of Bridgetown-Greenbushes passed at a meeting of the Council held on or about 20 March 1989, the several pieces or parcels of land described in the Schedule hereto, being all in the Nelson District have, in pursuance of the written approval and consent of His Excellency the Governor, acting by and with the advice of the Executive Council, dated the 28th day of May 1991, been set apart, taken or resumed for the purpose of the following public work, namely—Road Widening—South Western Highway—Road No. 51—Manjimup.

And further notice is hereby given that the said pieces or parcels of land so set apart, taken, or resumed are marked off and more particularly described on Department of Land Administration Diagram 89657 which may be inspected at the Department of Land Administration, Perth. The additional information contained in the Schedule after the land descriptions is to define locality only and in no way derogates from the Transfer of Land Act description. And it is hereby directed that the said lands shall vest in Her Majesty for the public work herein expressed, freed and discharged from all trusts, mortgages, charges, obligations, estates, interests, rights-of-way or other easements whatsoever

Schedule

Owner or Reputed Owner	Occupier or Reputed Occupier	Description	Area
Crown	Crown	Portion of State Forest No. 37	1 685 m ²

Certified correct this 16th day of May 1991.

D. L. SMITH, Minister for Lands.

Dated this 28th day of May 1991.

FRANCIS BURT, Governor in Executive Council.

LB711

File No. 3534/1989.

LOCAL GOVERNMENT ACT 1960; PUBLIC WORKS ACT 1902

LAND RESUMPTION

Road Widening—South Western Highway—Road No. 51—Manjimup

Notice is hereby given, and it is hereby declared, that pursuant to a resolution of the Shire of Bridgetown-Greenbushes passed at a meeting of the Council held on or about 20 March 1989, the several pieces or parcels of land described in the Schedule hereto, being all in the Nelson District have, in pursuance of the written approval and consent of His Excellency the Governor, acting by and with the advice of the Executive Council, dated the 28th day of May 1991, been set apart, taken or resumed for the purpose of the following public work, namely—Road Widening—South Western Highway—Road No. 51—Manjimup.

And further notice is hereby given that the said pieces or parcels of land so set apart, taken, or resumed are marked off and more particularly described on Department of Land Administration Diagram 89658 which may be inspected at the Department of Land Administration, Perth. The additional information contained in the Schedule after the land descriptions is to define locality only and in no way derogates from the Transfer of Land Act description. And it is hereby directed that the said lands shall vest in Her Majesty for the public work herein expressed, freed and discharged from all trusts, mortgages, charges, obligations, estates, interests, rights-of-way or other easements whatsoever

Schedule

Owner or Reputed Owner	Occupier or Reputed Occupier	Description	Area
Crown	Crown	Portion of State Forest No. 37	1 306 m ²

Certified correct this 16th day of May 1991.

D. L. SMITH, Minister for Lands.

Dated this 28th day of May 1991.

FRANCIS BURT, Governor in Executive Council.

LB712

File No. 3534/1989.

LOCAL GOVERNMENT ACT 1960; PUBLIC WORKS ACT 1902**LAND RESUMPTION****Road Widening—South Western Highway—Road No. 51—Manjimup**

Notice is hereby given, and it is hereby declared, that pursuant to a resolution of the Shire of Bridgetown-Greenbushes passed at a meeting of the Council held on or about 20 March 1989, the several pieces or parcels of land described in the Schedule hereto, being all in the Nelson District have, in pursuance of the written approval and consent of His Excellency the Governor, acting by and with the advice of the Executive Council, dated the 28th day of May 1991, been set apart, taken or resumed for the purpose of the following public work, namely—Road Widening—South Western Highway—Road No. 51—Manjimup.

And further notice is hereby given that the said pieces or parcels of land so set apart, taken, or resumed are marked off and more particularly described on Department of Land Administration Diagram 89656 which may be inspected at the Department of Land Administration, Perth. The additional information contained in the Schedule after the land descriptions is to define locality only and in no way derogates from the Transfer of Land Act description. And it is hereby directed that the said lands shall vest in Her Majesty for an estate in fee simple in possession for the public work herein expressed, freed and discharged from all trusts, mortgages, charges, obligations, estates, interests, rights-of-way or other easements whatsoever

Schedule

Owner or Reputed Owner	Occupier or Reputed Occupier	Description	Area
Crown	Shire of Bridgetown-Greenbushes as Vestee	Portion of Nelson Location 11860 held as part of Class "A" Reserve 1672 for the purpose of "Water and Stopping Place"	2 989 m ²

Certified correct this 16th day of May 1991.

D. L. SMITH, Minister for Lands.

Dated this 28th day of May 1991.

FRANCIS BURT, Governor in Executive Council.

LB713

File No. MRD 42-168-61.
Ex. Co. No. 3261.

PUBLIC WORKS ACT 1902**LAND RESUMPTION****Road Widening—Brand Highway (341.75 to 342.13 SLK)**

Notice is hereby given, and it is hereby declared, that the said piece or parcel of land described in the Schedule hereto, being all in the Greenough District has, in pursuance of the written approval and consent of His Excellency the Governor, acting by and with the advice of the Executive Council, dated the 19th day of March 1991, been set apart, taken, or resumed for the purposes of the following public work, namely:—Road Widening—Brand Highway—Shire of Greenough.

And further notice is hereby given that the said piece or parcel of land so set apart, taken, or resumed is marked off and more particularly described on the Plan specified in the Schedule, which may be inspected at the Main Roads Department, Waterloo Crescent East Perth. The additional information contained in the Schedule after the land description is to define locality only and in no way derogates from the Transfer of Land Act description. And it is hereby directed that the said lands shall vest in Her Majesty for an estate in fee simple in possession for the public work herein expressed, freed and discharged from all trusts, mortgages, charges, obligations, estates, interests, rights-of-way, or other easements whatsoever.

Schedule

Plan MRD No.	Owner or Reputed Owner	Occupier or Reputed Occupier	Description	Area
91-23	Thomas Milton Clinch	Hon. Minister for Works	Portion of Victoria Locations 22 and 176 now contained in Diagram 79049 being part of the land contained in Certificate of Title Volume 1774 Folio 003	2 320 m ²

Certified correct this 3rd day of March 1991.

PAM BEGGS, Minister for Transport.

Dated this 19th day of March 1991.

FRANCIS BURT, Governor in Executive Council.

LB714

File No. MRD 42-7-G.
Ex. Co. No. 3148.

PUBLIC WORKS ACT 1902

LAND RESUMPTION

Road Widening—Albany Highway (216.1 to 231.65 SLK)

Notice is hereby given, and it is hereby declared, that the several pieces or parcels of land described in the Schedule hereto, being all in the Woodanilling District have, in pursuance of the written approval and consent of His Excellency the Governor, acting by and with the advice of the Executive Council, dated the 6th day of March 1991, been set apart, taken, or resumed for the purposes of the following public work, namely:—Road Widening—Albany Highway—Shire of Woodanilling.

And further notice is hereby given that the said pieces or parcels of land so set apart, taken, or resumed are marked off and more particularly described on the Plans specified in the Schedule, which may be inspected at the Main Roads Department, Waterloo Crescent East Perth. The additional information contained in the Schedule after the land descriptions is to define locality only and in no way derogates from the Transfer of Land Act description. And it is hereby directed that the said lands shall vest in Her Majesty for an estate in fee simple in possession for the public work herein expressed, freed and discharged from all trusts, mortgages, charges, obligations, estates, interests, rights-of-way, or other easements whatsoever.

Schedule

Plan MRD No.	Owner or Reputed Owner	Occupier or Reputed Occupier	Description	Area
90-84	John Humphris & Barbara Humphris	Commissioner of Main Roads	Portion of Kojonup Location 7852 now contained on Plan 17733 and being part of the land comprised in Certificate of Title Volume 561 Folio 135A	2.1363 ha ²
90-85 90-86	John Humphris & Barbara Humphris	Commissioner of Main Roads	Portion of Kojonup Locations 1506 and 4520 now contained on Plan 17733 and being part of the land comprised in Certificate of Title Volume 1768 Folio 239	8 378 m ²
90-87	Charles Murdoch Scanlon	Commissioner of Main Roads	Portion of Williams Location 10 now contained on Plan 17735 and being part of the land comprised in Certificate of Title Volume 1507 Folio 108	2 344 m ²
90-87	Charles Murdoch Scanlon	Commissioner of Main Roads	Portion of Kojonup Location 2171 now contained on Plan 17735 and being part of the land comprised in Certificate of Title Volume 561 Folio 132A	7 277 m ²
90-88 90-89	Alfred Prideaux Dolling, Judith Marie Dolling & Perry John Dolling	Commissioner of Main Roads	Portion of Kojonup Locations 7504 and 5162 now contained on Plan 17735 and being part of the land comprised in Certificate of Title Volume 1530 Folio 875	1.0988 ha
90-90	Alfred Prideaux Dolling, Judith Marie Dolling & Perry John Dolling	Commissioner of Main Roads	Portion of Kojonup Locations 5161 now contained on Plan 17735 and being part of the land comprised in Certificate of Title Volume 1778 Folio 161	6 962 m ²
90-91	Brian John Zacher & Estelle Amelia Zacher	Hon. Minister for Works	Portion of Kojonup Location 5159 now contained on Plan 17735 and being part of the land comprised in Certificate of Title Volume 1238 Folio 308	7 201 m ²
90-92	Brian John Zacher	Hon. Minister for Works	Portion of Kojonup Location 5158 now contained on Plan 17736 and being part of the land comprised in Certificate of Title Volume 1592 Folio 659	5 467 m ²

Plan MRD No.	Owner or Reputed Owner	Occupier or Reputed Occupier	Description	Area
90-93	Terence Malcolm Williams & Margaret Williams	T. M. & M. Williams	Portion of Kojonup Location 3206 and being part of Part Lot 3 on Diagram 50885 now contained on Plan 17736 and being part of the land comprised in Certificate of Title Volume 1642 Folio 167	6 941 m ²
90-94, 90-95 90-96	Gregory John Hill	McKerrow Holdings Pty. Ltd. and Bertha Pty. Ltd. (Licence vide caveat D578949)	Portion of Kojonup Locations 3674, 3678 and 3675 now contained on Plans 17732 and 17736 and being part of the land comprised in Certificate of Title Volume 40 Folio 215A	1.2921 ha
90-97	Ivan John Gale	I. J. Gale	Portion of Kojonup Location 4705 now contained on Plan 17732 and being part of the land comprised in Certificate of Title Volume 91 Folio 84A	9 658 m ²
90-98	Ivan John Gale	I. J. Gale	Portion of Kojonup Location 4681 now contained on Plan 17732 and being part of the land comprised in Certificate of Title Volume 83 Folio 109A	6 246 m ²
90-99	Raymond Conrad Kowald	Hon. Minister for Works	Portion of Kojonup Location 6087 and being part of Lot 2 on Diagram 31391 now contained on Plan 17734 and being part of the land comprised in Certificate of Title Volume 495 Folio 164A	4 907 m ²
90-100	Lionel Charles Rendalls & Marge Rendalls	L. C. & M. Rendalls	Portion of Kojonup Location 8198 now contained on Plan 17734 and being part of the land comprised in Certificate of Title Volume 1670 Folio 638	1.1673 ha

Certified correct this 6th day of March 1991.

PAM BEGGS, Minister for Transport.

Dated this 22nd day of February 1991.

FRANCIS BURT, Governor in Executive Council.

Road Dedication

It is hereby notified that the Minister for Lands has approved, pursuant to section 288 of the Local Government Act, the dedication as public street the roads in the various Municipalities as described in the abovementioned resumption notices.

By Order of the Minister for Lands.

Dated this 31st day of May, 1991.

A. SKINNER, Executive Director.

LOCAL GOVERNMENT

LG301

CITY OF PERTH PARKING FACILITIES ACT 1956

CITY OF PERTH PARKING FACILITIES BY-LAW AMENDMENT

In pursuance of the powers conferred upon it by the abovementioned Act and all other powers enabling it the Council of the municipality of the City of Perth hereby records having resolved on 18 February 1991 to make and submit for confirmation by the Governor the following amendment to the City of Perth Parking Facilities By-law:

That the Third Schedule be amended:

- (a) by inserting between parking Station 15 and 16 the following new car park details under each appropriate column:

Item No.

24

Column 1

Parking Station 15A

situated on the south western corner of Newcastle and Lake Streets

Column 2

Monday to Sunday inclusive

8.00 am to midnight

Column 3

Not applicable

Column 4

From 8.00 am to 6.00 pm Monday to Friday inclusive—forty cents per hour to a maximum payment of \$2.00 for a ten hour period on the same day.

From 6.00 pm to midnight Monday to Sunday inclusive—\$1.00 per hour to a maximum payment of \$2.60 for each such period.

Column 5

Not applicable

Column 6

Not applicable

- (b) Under the heading "Item No." increase all the numerical numbers by one from number 24 onwards.

Dated this 26th day of February 1991.

The Common Seal of the City of Perth was hereunto affixed in the presence of:

C. F. HOPKINS, Lord Mayor.

R. F. DAWSON, Chief Executive/Town Clerk.

Recommended:

P. A. BEGGS, Minister for Transport.

Approved by His Excellency the Governor in Executive Council this 14th day of May 1991.

D. G. BLIGHT, Clerk of the Council.

LG302

LOCAL GOVERNMENT ACT 1960

The Municipality of the City of Stirling

By-Laws Relating to Signs, Hoardings and Billposting

In pursuance of the powers conferred upon it by the abovementioned Act and of all other powers enabling it the Council of the abovementioned municipality hereby records having resolved on the fourth day of December 1990 to make and submit for confirmation by the Governor the following by-laws:

1. In these by-laws the By-laws of the City of Stirling published in the *Government Gazette* of the 12th May 1971 are referred to as "the principal by-laws".

2. By-law 543 of the Principal By-laws is amended by deleting the interpretation "Portable sign" and substituting the following interpretation:—

"Portable sign" means an unaffixed sign not exceeding;

(a) a height of 1.0 metre measured above the level of the ground immediately below it; and

(b) an area of 0.6m²;

3. By-law 544 of the Principal By-laws is deleted and substituted with the following:—

"544. No person shall erect, make or maintain a sign or advertising device and the owner or occupier of premises shall not suffer or permit a sign or advertising device to remain on those premises within 150 metres from any street, way, footpath or public place except pursuant to a valid licence issued under these By-laws, and as otherwise provided for in By-law 552."

4. By-law 547 is amended by deleting sub By-laws (1) and (2) thereof and substituting the following sub by-laws:—

“(1) The fees payable for a licence are those set out hereunder:—

Licence for	\$
Pylon Sign, Roof Sign or Hoarding	75.00
Any other sign	50.00

(2) The licence fee for a hoarding, pylon or roof sign is an annual licence fee and is payable annually, so long as the hoarding, pylon or roof sign is maintained and is renewable from 1st January each year.”

5. By-law 546 of the Principal By-laws is amended by deleting paragraph (a) of sub By-law (1) and substituting the following:—

“(a) subject to (b), (c) and (d) of this By-law and By-law 550 and except where otherwise stated in these By-laws, a licence issued pursuant to the By-laws remains valid until an alteration is made to the structure, area or position of the sign in respect of which it is issued and in that event the licensee shall apply for a new licence.”

6. By-law 569 of the Principal By-laws is deleted and substituted with the following:—

“569. A portable sign shall:—

- (a) be located wholly within the boundaries of land owned or occupied by a person who erected or who has maintained the sign;
- (b) only advertise a product or service available within the boundaries of the land upon which the sign is erected;
- (c) be placed so as not to cause interference or hazard to vehicular traffic or cause any interference or hazard to or impede pedestrians;
- (d) be displayed only during the normal business hours of the business to which the sign relates;
- (e) contain the word “open”; and
- (f) be permitted to be displayed on the basis of one sign per separate business or occupancy on a Lot”.

Dated the Ninth day of January 1991.

The Common Seal of City of Stirling was hereunto affixed by authority of a resolution of the Council in the presence of:

J. H. SATCHELL, Mayor.
R. H. FARDON, Town Clerk/City Manager.

Recommended:

DAVID SMITH, Minister for Local Government.

Approved by His Excellency the Governor in Executive Council the 28th day of May 1991.

L. M. AULD, Clerk of Council

LG303

LOCAL GOVERNMENT ACT 1960

Municipality of the City of Bunbury

By-laws relating to the Use and Misuse of Streets, Kerbs, Verges and Footpaths. IN pursuance of the powers conferred upon it by the abovementioned Act, the Council of the abovementioned Municipality hereby records having resolved on 18 February 1991 to make and submit for confirmation by the Governor the following amendments to its By-laws relating to the use and misuse of Streets, Kerbs, Verges and Footpaths published in the *Government Gazette* on 9 March, 1984 and amended by notice published in the *Government Gazette* of 28 September, 1984, 11 November, 1988 and 16 March 1990.

DEFINITIONS—By-law 2 is amended—

- a) by including after the definition “deposit” the following definition reading

“DUAL USE PATH” means a footway or length thereof at both ends of which are erected traffic signs indicating that persons may ride bicycles on the footway or length thereof between those traffic signs.

b) by including after the definition "footpath" the following definition reading

"FOOTWAY" includes every footpath, lane or other place—

* intended for the use of pedestrians only or, in the case of a dual use path, for the use of pedestrians and bicyclists only or;

* habitually used by pedestrians and not by vehicles or, in the case of a dual use path, by pedestrians and bicyclists and not by vehicles other than bicycles.

c) by deleting the definition "vehicle" and inserting in lieu thereof

"Vehicle" includes:—

a) a self propelled vehicle that is not operated on rails; and the expression includes a trailer, semi trailer or caravan while attached to a motor vehicle but does not include a wheelchair operated by a disabled person; and

b) where the context permits, an animal being driven or ridden.

Kerbs, Street Verges and Footpaths—By-law 4 is amended by inserting after By-law 4 (c) the following—

d) A person shall not drive a vehicle on a footway or footpath which is not a dual use path.

e) A person shall not drive a vehicle other than a bicycle on a dual use path except to cross it by the shortest route entering or leaving a driveway or lane.

Dated this 27th day of March 1991.

The Common Seal of the Municipality of the City of Bunbury was hereunto affixed in the presence of—

A. G. BRICKNELL, Acting Mayor.
V. S. SPALDING, Town Clerk.

Recommended—

DAVID SMITH, Minister for Local Government.

Approved by His Excellency the Governor in Executive Council this 28th day of May 1991.

L. M. AULD, Clerk of the Council.

LG304

LOCAL GOVERNMENT ACT 1960
LOCAL GOVERNMENT (INFRINGEMENT NOTICES) AMENDMENT
REGULATIONS 1991

Made by His Excellency the Governor in Executive Council.

Citation

1. These regulations may be cited as the *Local Government (Infringement Notices) Amendment Regulations 1991*.

Schedule 1 amended

2. Schedule 1 of the *Local Government (Infringement Notices) Regulations 1991** is amended by inserting after item 1 under the heading "*Building Regulations 1989*" the following item—

" 2. Failing to send an annual statement as required 75
by regulation 38B "

[*Published in the Gazette 11 January 1991, p. 56-8.]

By His Excellency's Command,

L. M. AULD, Clerk of the Council.

LG305

LOCAL GOVERNMENT ACT 1960

BUILDING AMENDMENT REGULATIONS (No. 3) 1991

Made by His Excellency the Governor in Executive Council.

Citation

1. These regulations may be cited as the Building Amendment Regulations (No. 3) 1991.

Principal Regulations

2. In these regulations the Building Regulations 1989* are referred to as the principal regulations.

[*Published in the Gazette of 28 July 1989 at pp. 2261-93. For amendments to 30 April 1991 see Index to Legislation of Western Australia 1990, p. 302 and Gazette 12 April 1991, p. 1638.]

Regulation 37A inserted and consequential amendment

3. (1) After the heading to Part 10 of the principal regulations the following regulation is inserted—

Application

" 37A. In this Part "swimming pool" has the same definition as in section 245A (1) of the Act. "

(2) Regulation 38 of the principal regulations is amended by deleting subregulation (3).

Regulation 38B inserted

4. After regulation 38A of the principal regulations the following regulation is inserted—

Annual statement by owner or occupier as to fencing etc.

" 38B. (1) The owner or occupier of land on which there is a swimming pool shall send to the council once in each financial year on or before such date as is specified by the council a statement made and signed by the owner or occupier in the form of Form 8.

Penalty: \$500.

(2) Subregulation (1) applies in respect of the financial year beginning on 1 July 1991 and to financial years thereafter. "

Schedule 1 amended

5. Schedule 1 of the principal regulations is amended by inserting after Form 7 the following form—

" Section 245A. Reg. 38B.

Form 8

LOCAL GOVERNMENT ACT 1960

Statement By Owner/Occupier That Swimming Pool Enclosures and Gates Have Been Checked

I/We (1) of (2)

being the owner(s) or occupier(s) of land on which there is a swimming pool state that on (3) I/we checked the fences/walls/buildings (4) and gates around the swimming pool and the following responses are correct (5)—

- (1) The Fences/Walls/Buildings (4)—
(a) are all at least 1.2 metres high; Yes/No
(b) do not have gaps in them or below them wider than 100mm; and Yes/No
(c) do not have foot-holds, hand-holds or other means for a young child to get over them Yes/No
(2) Each Gate—
(a) is self-closing Yes/No
(b) is self-latching Yes/No
(c) has the latch release located more than 1.5 metres above the ground OR in a position where it can not be operated by a young child; Yes/No
(d) is at least 1.2 metres high; Yes/No
(e) does not have gaps in it or below it wider than 100mm; and Yes/No
(f) does not have foot-holds, hand-holds or other means for a young child to get over it. Yes/No

[THE PENALTY FOR FALSELY MAKING A STATEMENT IS 3 YEARS IMPRISONMENT]

Signature(s) of owner(s)/occupier(s)

Date:

THE PENALTY FOR NOT MAKING THIS STATEMENT OR NOT GIVING IT TO THE COUNCIL IS \$500 OR, IF AN INFRINGEMENT NOTICE IS ISSUED, \$75.

THE COMPLETION OF THIS STATEMENT DOES NOT NECESSARILY MEAN YOUR POOL IS ENCLOSED IN ACCORDANCE WITH THE LAW. YOU ARE STILL RESPONSIBLE FOR ENSURING YOUR POOL IS ENCLOSED IN ACCORDANCE WITH THE LAW.

MORE INFORMATION ON THE LAW ABOUT ENCLOSING SWIMMING POOLS CAN BE OBTAINED FROM THE COUNCIL OFFICES.

- (1) Full name of owner(s)/occupier(s).
- (2) Address of the land on which there is a swimming pool.
- (3) Insert the date when the pool was checked.
- (4) Delete any that are not applicable.
- (5) Delete the answer that is incorrect.

By His Excellency's Command,

L. M. AULD, Clerk of the Council.

LG401

CITY OF GERALDTON

Appointment of Principal Building Surveyor

It is hereby notified for public information that Mr Christopher Frederick Whitehead has been appointed to the position of Principal Building Surveyor with the City of Geraldton from 15th April, 1991.

The appointment of Mr Laurence Joseph Silvia is cancelled from that date.

G. K. SIMPSON, Town Clerk.

LG402

BUSH FIRES ACT 1954

Shire of Jerramungup

Bushfire Control Officers

The following persons have been appointed to fill the various Offices for the Shire of Jerramungup, until further notice.

Chief Fire Control Officer—R. Dreske, Boxwood Hill
 Deputy Chief Fire Control Officer—W. J. Bailey, Needilup
 Chief Fire Weather Officer—J. M. Lee, Jerramungup
 Senior Deputy Fire Weather Officers—

D. C. Spinks, Jacup
 L. Harland, Bremer Bay

Dual Fire Control Officers—

D. Tomlinson	Boxwood Hill/Albany
T. L. Plane	Boxwood Hill/Gnowangerup
J. S. Parsons	Jacup/Ravensthorpe
D. C. Spinks	Jacup/Kent/Lake Grace
S. R. Brown	Needilup/Gnowangerup
S. R. Edmondson	Jerramungup/Kent

All previous appointments are hereby cancelled.

BUSH FIRE PRECAUTIONS

1991/92 Prohibited Burning Times

The prohibited burning times within the Shire of Jerramungup are 1st November, 1991 to 9th February, 1992.

1991/92 Restricted Burning Times

The restricted burning times within the Shire of Jerramungup are 1st October, 1991 to 31st October, 1991 and 10th February, 1992 to 16th April, 1992.

These dates are subject to slight variation according to seasonal conditions, but any alterations will be advertised locally.

No burning on Sundays during the restricted burning period.

No harvesting Christmas Day.

F. J. PECZKA, Shire Clerk.

LG403

LOCAL GOVERNMENT ACT 1960

Shire of Jerramungup

AUTHORISED OFFICER

It is hereby notified for public information that Mrs Genevieve Robyn James has been appointed as an authorised Officer in accordance with the various Acts listed hereunder.

The Local Government Act, 1960; The Dog Act, 1976; and the Litter Act, 1979.

F. J. PECZKA, Shire Clerk.

LG404

LOCAL GOVERNMENT ACT 1960

City of Melville

SCHEDULE OF FEES AND CHARGES

Facilities of the Council

It is hereby notified for public information that the Council of the City of Melville at its meeting held 17 April 1990 resolved to set the following fees and charges.

	\$		\$
Halls and Clubrooms			
Civic Centre Halls (rate/hour):		Function Room (rate/hour):	33.00
Main—activity	35.00	—after midnight	57.00
—function	45.00	—kitchen/bar	30.00
—after midnight	85.00	—bond (session)	200.00
—Bond	300.00	—Meeting Room (9.00am-6.30pm)	6.00
Lesser—activity	27.00	—Meeting Room (evenings, weekends and public holidays)	8.50
—function	30.00	Badminton	
—after midnight	58.00	—Per Court per Hour	6.00
—Bond	300.00	—Player Registration Fee per Sea- son—Senior and Junior	10.00
Commercial Enterprises—	30% of	—Playing fee Member per session/ hour	3.70
30% of gross taking or hire fee which- ever is the greater	gross	—Playing fee Non-Member per ses- sion/hour	5.50
Piano Hire per session	11.00	Gymnastic Apparatus—	
Bull Creek Community Hall (rate/hour):		Full Equipment Package (per hr)	23.50
—community group	13.00	Individual Items (per hr)	2.50
—non-profit group	8.00	Storage	
Commercial Use (rate/hour):	20%	Storeroom (40 sqm available) per sqm/ week	2.50
(a) Normal hiring rate (Junior rates do not apply); or		Community Cages per cage/week	4.50
(b) Percentage of gross takings, whichever is the greater		Commercial Use (rate/hour):	
—casual/private hire (per night)		(a) Normal hiring rate (Junior rates do not apply); or	
(with alcohol)	160.00	(b) Percentage of gross takings, which- ever is the greater	20%
(without alcohol)	140.00	Team Sports/Individual (rate/session/hour)	
—after midnight per hour	45.00	Minimum Team/Individual hour/session charge	
—bond (session)	100.00	—Team registration	90.00
Blue Gum Recreation Centre		Team Playing Fee	
Non Commercial Use (rate/hour):		—Netball/Basketball/Volleyball	24.50
—main hall (9.00am-6.30pm)	19.00	—Soccer	20.00
—half hall (9.00am-6.30pm)	11.00	—player fee per hour (senior) match play	3.70
—main hall (evening, weekends and public holidays)	21.50	—player fee per hour (junior) match play	2.00
—half hall (evening weekend and public holidays)	12.00	—player fee per hour (senior) training	2.80
—Function Room (9.00am-6.30pm)	15.00	—player fee per hour (junior) training	2.00
—large area (9.00am-6.30pm)	9.00	—creche facilities (per child per hour/ session)	1.00
—small area (9.00am-6.30pm)	8.00		
—Function Room (evenings, week- ends and public holidays)	18.00		
—large area (evenings, weekends and public holidays)	10.50		
—small area (evenings, weekends and public holidays)	9.50		

	\$		\$
Off Peak/Team Sports			
—Team Registration Fee	60.00	—Player fee per hour (Junior)	1.00
—Total Play fee	21.00	Training	1.60
—Off peak is Monday-Friday 12 noon to 4.30pm		Casual	1.60
—Other times at the discretion of the Manager		Student Card Holders	2.00
All team sports charged on a per head basis **		All team and individual sports charged on a per head basis **	
All individual sports charged on a per head basis		Gym Room Membership—Annual	16.00
Casual Aerobics and fitness	3.70	Rate per session per hour	2.60
—bulk purchase tickets (10)	34.00	Appraisal	16.00
Leeming Association—		Promotion Schedule	
—player fee per hour/session match play	3.70	Casual Aerobics	2.70
—intercentre charging arrangements apply		—bulk purchase tickets (10)	21.50
Promotion Schedule		Promotion Schedule	
Casual Aerobics	3.70	—Casual Aerobics	2.20
1. Bulk Purchase Tickets (10)	32.00	—bulk purchase tickets (10)	18.00
2. Bulk Purchase Tickets (10)	27.00	Older Adults—50's Plus	
Walking Class	2.20	Rate/Session/Hour	
* Aerobic fees are to be reviewed every 3 months with first review in September 1991. Charges remain the same as last year until the first review is conducted.		(12 noon-4pm weekdays)	
Passive Recreation Pursuits:		—participation fee	2.20
Older Adults—50's Plus Rate/Session/Hour		Equipment Hire (rate/hour):	
(12 noon to 4.00pm weekdays)		—Badminton Rackets	1.60
Participant fee	2.00	—Gymnastic Apparatus (session)	13.00
Walking Class	3.00	Commercial Use (rate/hour):	
Pensioners PHB Cards	2.00	—Normal Hiring Rate	
Southern Districts Community Recreation Centre:		(Juniors do not apply)	
Main Hall (rate/hour):		—Percentage of gross takings which ever is greater	20%
—day to 6.00pm	16.00	Palmyra Community Recreation Centre:	
—evening	18.50	Roy Edinger Hall (rate/hour):	
—half main hall (day to 6.00pm)	11.00	Main Hall—activity/meeting	14.00
—half main hall (evenings, weekends and public holidays)	12.00	Foyer—activity/meeting	8.00
Meeting Rooms (rate/hour):		Main Hall plus kitchen	17.00
—day to 6.00pm (large room)	8.50	Foyer plus kitchen	10.00
—evenings, weekends and public holidays (large room)	10.50	Functions and Casual Users	30.00
—day to 6.00pm (small room)	6.50	(Includes setup and vacate)	
—evenings, weekends and public holidays (small room)	7.50	—after midnight	50.00
Large Function Room (rate/hour):		—Bond	250.00
—Bond (session)	100.00	Shows, Exhibitions, Displays	320.00
—to midnight	24.00	(weekends—permitted access to hall from noon Friday to 10.00pm Sunday)	
—after midnight	45.00	Main Hall (rate/hour):	
—kitchen	15.00	—day (9.00am to 6.00pm)	9.50
Centre Run Activity (rate/hour):		—evening (6.00pm to 11.00pm)	11.00
Team Sports/Individual (rate/session/hour)		—functions	29.00
Minimum Team/Individual (hour/session charge)		—functions (after midnight)	51.00
—Team Registration Fee	90.00	—Bond (session)	200.00
—Player fee per hour (Senior)	3.20	—Casual Users	22.50
Match Play		—Regular Users	11.00
—Player fee per hour (Junior)	2.00	—Kitchen	1.50
Match Play		Lesser Hall (rate/hour):	
—Player fee per hour (Senior)	3.00	—day (9.00am to 6.00pm)	8.50
Training		—evening (6.00pm to 11.00pm)	10.00
		—Casual Users	21.00
		—Regular Users	7.50
		Meeting Rooms (rate/hour):	
		—day (9.00am to 6.00pm)	6.00
		—evenings (6.00pm to 11.00pm)	7.00
		—Casual Users	13.00
		—Regular Users	6.50
		Commercial Use (rate/hour):	
		(a) Normal hiring rate	
		(Junior rates do not apply)	
		(b) Percentage of gross takings which ever is greater	20%

	\$		\$
Promotion Schedule		Outdoor Courts rate/hour/court	2.70
1. Bulk Purchase Tickets (10)	27.00	Subject to a minimum court charge of:	
2. Bulk Purchase Tickets (10)	21.50	Basketball—to 5.00pm (off peak)	5.50
Casual Aerobics	3.20	Basketball—after 5.00pm (peak)	7.50
Bulk Purchase Tickets (10)	29.00	Netball—to 5.00pm (off peak)	5.50
Older Adults—50's		Netball—after 5.00pm (peak)	7.50
(Rate/Session/Hour)		Tennis—to 5.00pm (off peak)	5.50
(12 noon-4pm Weekdays)		Tennis—after 5.00pm (peak)	7.50
—participation fee	2.20	Admission (per session)	1.00
Equipment Pool Hire		Admission—special events	
Regional Recreation		subject to approval *	
(a) Life Be In It trailer		Admission—centre run	
—day	55.00	programme—(senior)	3.70
—weekend	75.00	—(junior)	2.70
(b) Canoes (set of 6 plus associated		Concessions	
equipment)		Concession tickets	19.00
—week	160.00	20 x \$1.00 centre concessions	
—weekend	107.00	Health Centre Membership—	
—weekday	54.00	12 months	295.00
—single canoes if available		6 months	170.00
—weekday	22.00	3 months	100.00
—weekend	43.00	Casual fees—individual	7.00
Leeming Recreation Centre		Casual fees—student	3.00
Squash Courts (rate/hour):		Total Body Workout	4.00
—off peak (until 5.00pm)	11.00	Combined (Aerobics) 12 months	400.00
—peak (from 5.00pm)	14.00	6 months	245.00
—pennants teams	7.50	Aerobics Membership—	
—students (to 5.00pm Mon to Fri) per		12 months	280.00
player	3.00	6 months	160.00
—pennant players (practice)	5.00	3 months	90.00
Sports Hall 1 (rate/hour):		Students—25% discount of standard	
—off peak (until 5.00pm)	25.50	rates—does not apply to combined	
—peak (from 5.00pm)	30.50	rates or step	
—after midnight	61.00	Casual fees—individual	4.00
Sports Hall 2 (rate/hour):		Casual fees—student—excludes step	3.00
—off peak (until 5.00pm)	25.50	Casual fees—junior	2.50
—peak (from 5.00pm)	30.50	Combined Health Club/Aerobics	
—after midnight	61.00	Membership	
Function Room (rate/hour):		12 months	400.00
Activities		6 months	245.00
—day (5.00pm)	17.00	Students	25% Discount
—evening (after 5.00pm)	21.00	on standard	
—after midnight	61.00	(Students 25% discount of standard	
Bond	200.00	rates does not apply to combined rate	
Functions—(Function Room)		or step)	
(rate/hour):		Casual fees—individual	4.00
—setting up	17.00	Casual fees—student—excludes step	3.00
—until midnight	30.00	Casual fees—junior	2.50
—after midnight	58.00	Step Membership	
Kitchen (rate/hour):		1 month	45.00
Hire rate	8.00	3 months	100.00
Performing Arts (rate/hour):		6 months	185.00
—day (until 5.00pm)	25.50	Plus step hire fee per visit	1.00
—evening (after 5.00pm)	30.50	Casual	5.00
(no alcohol facility)		Combined Step/Aerobics	
Green Room and Health Education		3 months	120.00
(rate/hour):		6 months	205.00
—day (until 5.00pm)	11.00	Plus step hire fee per visit	1.00
—evening (after 5.00pm)	13.00	Health Club/Aerobics Combined	
(no alcohol facility)		Spouse or Partner Membership	
Fitness Area/Gallery (rate/hour):		6 months	250.00
—day (until 5.00pm)	19.00	12 months	430.00
—evening (after 5.00pm)	25.50	Student Membership Fees	
(alcohol by special permission only)		3 months	75.00
		6 months	130.00
		12 months	220.00

	\$		\$
Promotion Schedule		Point Walter Golf Course:	
"Bring a Friend Month"		—18 holes (mid week)	9.00
(to run 4 months per year)	2.00	—18 holes (concession*)	7.50
Specials		—9 holes (mid week)	6.00
3 months	80.00	—9 holes (concession*)	4.50
6 months	145.00	—18 holes weekend	9.50
12 months	265.00	— 9 holes weekend	6.50
Combined 6 months	240.00	Concessions available to students to	
Combined 12 months	390.00	Year 12 and Holder of Pensioner	
Commercial Use		Cards	
(a) normal hire rate (junior rates do not		* No Concession of Weekends or Public	
apply)		Holidays	
(b) Percentage of gross takings	30%	Schedule 1	1.00
whichever is greater	mini-	Schedule 2	1.25
	mum	Schedule 3	1.50
subject to approval of CM/TC		Schedule 4	1.75
Storage (per month)		Schedule 5	2.00
Storage Cages	7.00	Schedule 6	2.25
Sponsorship		Schedule 7	2.50
All sponsorship areas subject to ap-		Schedule 8	2.75
proval by City Manager/Town Clerk		Schedule 9	3.00
Registration (per season) **		Schedule 10	3.25
Team—Senior	25.00	Schedule 11	3.50
Team—Junior	11.00	Schedule 12	3.75
Per player—Senior	11.00	Schedule 13	4.00
Per player—Junior	4.80	Schedule 14	4.25
Equipment Hire (per session)		Schedule 15	4.50
Squash and tennis racquets	2.00	Schedule 16	4.75
Squash balls	2.00	Schedule 17	5.00
Tennis balls	2.00	Schedule 18	5.25
Large balls	2.00	Schedule 19	5.50
Gymnastics Equipment (per session) ...	22.00	Schedule 20	5.75
Squash shoes	2.00	Schedule 21	6.00
Play Centre (per session)		Schedule 22	6.25
Per child (maximum per family \$2.40)	1.20	Schedule 23	6.50
Day hire (until 6.00pm—per hour)	18.50	Schedule 24	6.75
Evening hire (after 6.00pm per hour) .	25.50	Schedule 25	7.00
Melville Aquatic Centre:		Schedule 26	7.25
Adult through turnstile	1.80	Schedule 27	7.50
Children through turnstile	1.00	Schedule 28	7.75
Concessions:		Schedule 29	8.00
(advance sale tickets—		Schedule 30	8.25
regular users)		Schedules are determined by the number of	
—Adults (10)	14.00	participants enrolled and to return a cost	
—Children (10)	8.50	recovery to the centre equivalent to the cost of	
Non Swimming Parent Pass:		running the programme. Programme cost in-	
(used by parents accompanying children		cludes instruction fees, materials, promotion	
to tuition sessions)		and a centre overhead recover. The Scheudles	
10 visits	8.50	are authorised by the City Manager/Town	
Casual Visit	1.00	Clerk.	
Supervised School Groups		Point Walter Public Tennis Courts	
Children	0.85	—midweek (per court per hour)	6.50
Vacation Swimming Pass	8.50	—weekend (per court per hour)	9.50
Lane Hire exclusive use per hour	5.00	Sporting Grounds:	
25 metre pool		Basic Rate (session):	
Lane Hire exclusive use per hour	8.00	—Senior Players	22.50
50 metre pool		—Junior Players (17 years and	
Pool Hire		under)	3.20
25 metre pool per hour	70.00	Out of Season Training (per session) ..	13.00
50 metre pool per hour	100.00	Variation to the base rate	
Pool hire deposit on booking	50.00	Special Circumstances (% of base rate):	
Centre Run Programmes		—training or match play only*	60%
Aqua-aerobics classes	4.50	—hard surface courts*	75%
(including entrance)		—no changeroom facilities*	75%
Casual Visit Pass—10 visits	42.00	—surcharge to be applied for senior	
Over 50's swimming classes	3.00	players of clubs charging entrance	
Scuba Diving—per person	16.00	fees	
		* only one (the highest) variation ap-	
		plies calculated on club usage of re-	
		serve	

School use of ovals subject to availability and condition of the oval	\$ 15.00	Liquor Licensing Act 1988 Section 119 Permit to Consume Liquor must be obtained for consumption of liquor on any premises including halls, parks and reserves	\$
Turf Cricket Wickets:		—administration fee	17.00
—1991/92—50% of the total maintenance costs associated with turf wickets		Clubs and organisations who have possession of a Council facility for playing or training purposes can purchase a seasonal permit to consume liquor October to March/April to September .	300.00
—The club may choose to assume responsibility for the maintenance of the wicket.		A minimum charge is set to cover administration costs for seasonal use of sports grounds	105.00
Additional training or competition sessions:		School Vacation Care Programs	
—Extra training (% of base)*	1.25%	Full Week 1st Child	65.00
—Extra competition (% of base)*	1.50%	Full Week 2nd Child	60.00
*Only one (the highest) variation applies calculated on club usage of reserve.		Full Week 3rd Child	55.00
Flood lighting—per pole	5.50	Subsequent Child	50.00
(per session)—except where lights are separately submetered and electricity cost is charged direct to the resident club		Casual Daily rate per child	17.00
Casual Rates		Concession Rate	
—per half day	70.00	Per Child Per Week	37.00
—per full day	135.00	Per Child Per Day	17.00
Hard Courts (rate/hour):		Wireless Hill	
—without floodlights (weekdays)	5.50	Telecommunications Museum	
—without floodlights (weekends)	6.50	Entrance Fees:	
—with floodlights	9.00	—Adult	1.40
Except where cost of electricity is met by resident club in which case normal charge to apply		—Family	3.50
Grass Courts (rate/hour):		—Pensioner/Child	0.60
—weekdays	6.50	Meeting Room (per hour)	12.00
—weekends	9.50	Heritage Trail Brochures	0.50
		Art Stands	
		Hire Fee per Week or part thereof	
		—old 4' x 4'	6.50
		—new 4' x 4'	23.50
		Bond (per stand)	12.00

JUNE BARTON, Mayor.

GARRY G. HUNT, City Manager/Town Clerk.

LG405

LOCAL GOVERNMENT ACT 1960

TWENTY SECOND SCHEDULE

FORM No. 1

Municipality of the Shire of Donnybrook/Ballingup

Notice Requiring Payment of Rates Prior to Sale

The several registered proprietors or owners in fee simple, or persons appearing by the last memorial in the Office of the Registrar of Deeds to be seized of the fee simple respectively of the several pieces of land described in the third column of the Appendix to this notice and persons appearing in the Register Book or by memorial in the Office of the Registrar of Deeds to have respectively an estate or interest in the land, and whose names appear in the first column of the Appendix to this notice.

Take notice that—

- (1) Default has been made in payment to the Council of the abovementioned Municipality of a rate charged on the several pieces of land described in the third column of the Appendix to this Notice; and the default has continued in respect of each separate piece of land for a period greater than three years.
- (2) The total amount owing to the Council in respect of rates and other amounts charged on each piece of land is shown in the second column of the Appendix set opposite the description of that piece of land.
- (3) Payment of these amounts representing rates, and charges (as the case requires) is hereby required; and
- (4) In default of payment, the pieces of land will be offered for sale by public auction after the expiration of one hundred and five days from the date of service of this notice at a time appointed by the Council.

The pieces of land in respect of which the rates specified in the second column of the Appendix are owing are those severally described in the third column of the Appendix and set opposite the respective amounts so specified.

Appendix

Names of Registered Proprietors or Owners, and also of all other Persons having an Estate or Interest in the Land	Amount owing showing separately the amount owing as Rates, and any other Amounts owing (Rates) (Other Charges)	Description of the several Pieces of Land referred to
M. F. Berry	\$829.00	Portion Wellington Location 658 being Lot 307 Certificate of Title Vol. 1434 Fol. 187.
M. F. Berry	\$829.00	Portion Wellington Location 658 being Lot 86 Certificate of Title Vol. 1478 Fol. 971.
D. G. Acford	\$762.00	Lot 19 Noggerup Townsite Certificate of Title Vol. 300 Fol. 150A.
W. H. Miller (Dec'd)	\$834.78	Lots 9 and 10 Noggerup Townsite Certificate of Title Vol. 1188 Fol. 461 and 104.
A. M. Teare	\$861.93	Lots 15 and 16 Noggerup Townsite Certificate of Title Vol. 585 Fol. 19.
W. Simpson	\$848.12	Lot 55 Noggerup Townsite Certificate of Title Vol. 491 Fol. 65.
M. Jackson	\$1 150.00	Preston AA. Lot 290 Newlands Certificate of Title Vol. 431 Fol. 199.
M. A. Bovell	\$1 409.45	Location 770 Nelson Certificate of Title Vol. 392 Fol. 41.

J. R. ATTWOOD, Shire Clerk.

LG406

LOCAL GOVERNMENT ACT 1960

Shire of Broomehill

It is notified for public information that the Shire of Broomehill at its Ordinary Meeting held on the 16th May 1991 resolved pursuant to section 245A of the Local Government Act 1960 that an annual inspection fee of \$20.00 be imposed on all properties within the district of the Municipality at which a swimming pool is situated to cover the costs of inspections.

M. L. CHESTER, Shire Clerk.

LG407

LOCAL GOVERNMENT ACT 1960

*City of Perth*Schedule of Fees and Charges
City of Perth Golf Complex

It is hereby notified for public information that the Council of the City of Perth resolved on 22 April 1991 and 20 May 1991 to adopt the following fees and charges for the City of Perth Golf Complex for the 1991/92 Financial Year in accordance with the provisions of section 191A of the Local Government Act 1960.

Golf Course:	\$	Seniors (from 9.00 am to 11.30 am and 2.00 pm to 3.30 pm)—	\$
(a) Weekend/Public Holidays—		18 Holes	6.00
18 Holes	10.00	9 Holes	3.90
9 Holes	6.60	Driving Range:	
(b) Weekdays (excluding Public Holidays)—		(a) 40 Balls	3.00
18 Holes	8.00	(b) 80 Balls	5.00
9 Holes	5.25	(c) 140 Balls	7.75
Pensioners—		Buggy Hire	2.80
18 Holes	5.20	Buggy and Club Hire—7 clubs	7.80
9 Holes	3.40	Buggy and Club Hire—14 clubs	17.00

R. F. DAWSON, Chief Executive/Town Clerk.

LG408

LOCAL GOVERNMENT ACT 1960

City of Kalgoorlie-Boulder

Schedule of Fees

In accordance with section 191A and 192 of the Local Government Act 1960, it is hereby notified for public information that the following shall apply as from 1 July 1991, until further notice.

BY-LAWS RELATING TO KALGOORLIE AIRPORT

Scale of Fees

Terminal Services Levy—

Levy on all arriving and departing Regular Public Transport passengers with the exception of same-day through passengers paying an additional departure levy—

Full Fare Passengers	\$13.50
Half Fare Passengers	\$6.75

Aircraft Landing Fees (Based on Maximum Take-off Weight of Aircraft)—excepting helicopters—

Domestic Trunk Passenger aircraft weighing more than 40 000 kg MTOW—per 1 000 kg

All other aircraft excepting helicopters and aircraft permanently based in Kalgoorlie-Boulder used solely for private purposes—per 1 000 kg

A minimum charge of \$5.90 per landing to apply.

Aircraft permanently based in Kalgoorlie-Boulder used solely for private purposes—

Single Engine—per year	\$270.00
Twin Engine—per year	\$540.00

Helicopters

L. P. STRUGNELL, Town Clerk.

LG409

CITY OF CANNING

The Scale of Fees and Charges relating to Use of Council Facilities as detailed hereunder were adopted by the City of Canning at its Meeting held 27 May 1991 and will apply from 1 July 1991, or as indicated.

COUNCIL HALLS

Date rate—8.00 am to 6.00 pm (D) Evening rate—6.00 pm to midnight (E)

Category 1—Socials, cabarets, parties, dances, receptions, luncheons, players teas—(per occasion).

Category 2—Concerts, fashion parades, bingo, quiz nights, displays, wine tasting ('with liquor' fee only applies), exhibitions—(per occasion).

Category 3—Drama classes, dancing classes, martial arts, keep fit, slimmers, gymnastics, etc—per hour—tuition required—except commercial groups).

Category 4—Church services, meetings, band practice, badminton, rehearsals—(per hour).

Category 5—Sewing classes and miscellaneous use—(per hour).

BOND

A bond of \$100 per occasion to apply to all halls used for Category 1 and 2 purposes to cover expenses incurred by Council relating to additional cleaning and/or noise control.

		without liquor	with liquor	per hour after midnight
Category 1—(Per occasion)		\$	\$	\$
Lynwood Wandarrah .....	) (D)	83.50	127.00	
Bill Cole Centre .....	) (E)	108.00	155.00	35.50
Corinthian Park Hall)			
Canning Town Hall .....	) (D)	61.00	94.00	
Merv McIntosh Pavilion)			
Willetton Pavilion .....	) (E)	80.50	110.00	30.50
Hossack Pavilion)			
Whaleback Hall.....)			
Wilson Hall.....	) (D)	28.00	47.00	
Rossmoyne Hall)			
Play Centres .....	) (E)	46.00	59.00	25.50
Queens Park Neighbourhood Ctr .....	)	Not permitted	Not permitted	
Changerooms .....	) (D)	10.50	13.50	
Willetton Child Care (per hour rate) .....	) (E)	13.50	16.50	22.00

		without liquor	with liquor	per hour after midnight
Category 4—(per hour rate)				
		\$	\$	\$
Lynwood Wandarrah .....	) (D)	14.50	20.00	
Bill Cole Centre .....	) (E)	18.50	25.50	35.50
Corinthian Park Hall)			
Canning Town Hall .....	) (D)	13.50	17.00	
Merv McIntosh Pavilion)			
Willetton Pavilion .....	) (E)	17.00	18.50	31.00
Hossack Pavilion)			
Whaleback Hall.....)			
Wilson Hall.....	) (D)	8.50	12.50	
Rossmoyne Hall)			
Play Centres .....	) (E)	12.50	14.50	25.50
Queens Park Neighbourhood Ctr)			
Changerooms .....	) (D)	8.50	9.50	
Willetton Child Care (per hour rate) .....	) (E)	9.00	10.50	22.00

		without liquor	with liquor	per hour after midnight
Category 5—(per hour rate)				
		\$	\$	\$
Lynwood Wandarrah .....	) (D)	8.00	Not Applicable	
Bill Cole Centre .....	) (E)	10.50	Not Applicable	35.50
Corinthian Park Hall)			
Canning Town Hall .....	) (D)	8.00	Not Applicable	
Merv McIntosh Pavilion)			
Willetton Pavilion .....	) (E)	10.50	Not Applicable	31.00
Hossack Pavilion)			
Whaleback Hall.....)			
Wilson Hall.....	) (D)	8.00	Not Applicable	
Rossmoyne Hall)			
Play Centres .....	) (E)	10.50	Not Applicable	25.50
Queens Park Neighbourhood Ctr)			
Changerooms .....	) (D)	7.00	Not Applicable	
Willetton Child Care (per hour rate) .....	) (E)	8.00	Not Applicable	20.50

	without liquor	with liquor	per hour after midnight
	\$	\$	\$
BILL COLE COFFEE LOUNGE			
Meetings per occasion	11.50	13.50	35.50
Other Activities per hour	8.50	11.50	35.50

SCOUTS/GUIDE/BROWNIE/CUB/PLAYGROUPS

All halls—

Playgroups (per session)	\$ 6.00
Scout/Guide/Brownie/Cub groups	8.00 per annum per person

Sports groups using halls/pavilions for social activities following their sporting activity after 6 pm shall pay the set Category 1 usage fee as above.

LIBRARY COMMUNITY ROOMS

No Commercial use available—No Smoking

Use of Community Room	\$12.50 (per occasion)
Use of Kitchen Facilities (limited only)	\$ 3.50 (per occasion)

QUEENS PARK RECREATION CENTRE

	Local Groups		Commercial
	Day Rate (per hour)	Evening Rate (per hour)	All Times (per hour)
	\$	\$	\$
Main Hall	15.00	16.00	25.00
Lesser Hall	9.00	11.50	16.00
Committee Rooms (per room)	7.00	8.00	12.00
Badminton Courts (each)	7.00	7.00	
Volleyball Court	15.00	16.00	
Sunday Usage—Plus 10% on above rates			
Bingo/Quiz Nights			
Main Hall	\$254.00	(6.00 to midnight)	
Lesser Hall	\$127.00	(6.00 to midnight)	
Social Activities			
Main Hall—		\$	
Monday to Thursday 6.00 pm to midnight	254.00	(per occasion)	
Friday and Saturday 6.00 pm to midnight	282.00	(per occasion)	
Sunday and Public Holidays	353.00	(per occasion)	
Per hour after midnight or part thereof	77.00		
Bond required	165.00	(per occasion)	
Lesser Hall—			
Monday to Thursday 6.00 pm to midnight	127.00	(per occasion)	
Friday and Saturday 6.00 pm to midnight	153.00	(per occasion)	
Sunday and Public Holidays	177.00	(per occasion)	
Per hour after midnight or part thereof	64.00		
Bond required	110.00	(per occasion)	
Twenty-five per cent deposit with application for hire.			
Balance due 48 hours prior to function.			
Liquor Consumption Permit	\$13.00	(per occasion)	

CANNING ARTS CENTRE

Pottery Hall	\$
(allocated exclusively to Canning Arts Group)	2 285 per annum
Foyer/Office	
(allocated exclusively to Canning Arts Group)	15.00 per week
Dark Room	
(allocated exclusively to Workshop Camera Club)	8.00 per week
Painting Hall—Activities/Meetings	
(available for General Use)	
Clubs	4.50 per hour
Private Classes	7.50 per hour
Painting Hall—Exhibitions	110.00 per week

SPECIAL CONDITIONS

Amplified music is not permitted in the Rossmoyne Hall.

Where Municipal halls are used for commercial class/courses (eg aerobics, martial arts, etc) a commercial hire rate of \$20.00 per hour shall apply.

10 per cent surcharge shall apply on Friday and Saturday evening bookings on all above halls.

10 per cent discount for local organisations for weekday use, both day and evenings—not weekends.

The minimum charge for any Municipal Hall including changerooms and Arts Centre is \$13.00 except Library Community Rooms, Queens Park Recreation Centre, Playgroups and Scout/Guide/Brownie/Cub groups.

SWIMMING CENTRE

Adults (Per entry)	\$	1.70
Adult Concession	10 @	14.00
(prepaid concessions tickets available at all times in books of 10)		
Adult Concession Vacation Classes	10 @	14.00
Children (under 16 years)		1.00
Children (under 5 years)	10 @	8.00
(concession tickets prepaid in books of 10)		
Groups instructed by Authorised Teachers/Coaches		
Schools (Students)—paid by Schools		0.80
Coaching (Swimmers only)		1.40
Coaching Concession Swimmers only books of 10		10.00
Coaching (Spectator Parent)		1.00
Coaching Concession	10 @	8.00
(Spectator parent books of 10)		

	\$
Locker Hire	1.00
Locker Key Hire	1.00
Lost Property	1.00
Facility Room & Equipment (Clubs) per season	80.00
Facility Rooms & Equipment Hire per hour	\$6.00 per hour
Facility Room & Equipment Hire	Monday to Friday \$15.00 per week
Spectator Resident/Ratepayer Parents	10 @ \$10.00
Vacation Classes (non swimming entry)	Registration required prior to 17/12/91
Aged Pensioners (includes Seniors' Card Holders)	Free
Ratepayer Passes for Sat/Sun entry prior to 11.30 am..... (Limited to 10 family passes/per family season)	Free Registration required prior to 17/12/91

GOLF COURSE

	\$
Pensioners, Seniors and Organised Student Groups (weekdays only)	9 holes @ 4.00
Pensioners, Seniors and Organised Student Groups (weekdays only)	18 holes @ 4.00
Players—Weekdays	9 holes @ 5.50
Players—Weekdays	18 holes @ 8.00
Players—Weekend	9 holes @ 6.50
Players—Weekend	18 holes @ 9.50
Driving Range (per hour)	@ 1.50

GRASSED SPORTS AREAS

Senior Players	\$40.50 per player per season (from 1/10/91)
Junior Players	\$7.50 per player per season (from 1/10/91)
Energy Supply—changerooms	\$71.50 (football and soccer) (from 1/10/91)
(seasonal)	\$57.50 (all other sports) (from 1/10/91)
Refrigerator	\$86.50 per unit per season (from 1/10/91)
Additional Electrical Appliances	\$39.00 per unit per season (from 1/10/91)
Floodlights	\$5.25 per light per night (from 1/7/91)
Casual usage	\$95.00 per day or part thereof incl. liquor permit (from 1/7/91)
Carnival usage	\$225.00 per day or part thereof incl. liquor permit (from 1/7/91)
Carnival Bond	\$200.00 (from 1/7/91)
Training—Casual basis	\$15.00 senior team per occasion per ground/pitch (from 1/7/91)
	\$3.00 junior team per occasion per ground/pitch (from 1/7/91)
Training only—seasonal	Maximum 2 occasions per week 75% of seasonal fee
Match play only	Maximum one occasion per week 75% of seasonal fee

Note: Training or match play only—Normal Changeroom fees apply for seasonal usage.

ERN CLARK ATHLETIC CENTRE

Carnivals—implement 1/1/92

Full Day Use	\$215.00
Half Day	\$130.00
Casual Training Use	\$1.00 per occasion per person
Seasonal Use	As per grassed sports from 1/10/91

HARDCOURTS: (Implement from 1/7/91)

Seasonal Use (Netball/Basketball)	\$18.00 per senior team per season \$9.00 per junior team per season
Casual Use	\$4.50 per senior team per occasion (plus lights if applicable) \$2.00 per junior team per occasion (plus lights if applicable)

TENNIS COURTS: (Implement 1/7/91)

Day Use	\$4.20 per hour or part thereof
Night Use	\$6.30 per hour or part thereof
Coaching/Tuition	\$9.50 per court per hour or part thereof
	\$4.20 per court per hour for schools coaching courses weekdays only prior to 3pm

Night use shall be deemed to be after 6.00 pm in winter and 7.00 pm in summer. Use of tennis courts shall cease at 10.30 pm.

Where clubs use grounds on a consistent basis, the seasonal fee should apply. Usages of grounds on less than 20 occasions per season for either training, match play or both will incur the casual rate of fee and where a ground is used on 20 or more occasions per season, the seasonal fee shall apply.

SCHOOLS USAGE

There shall be no charge for use of grassed sports areas (other than the Ern Clark Athletic Centre) by local schools where schools use such during school hours or as part of their normal sports programme.

Liquor Consumption Permits:

Liquor	\$83.00 (seasonal) (from 1/7/91)
	\$14.00 (casual) (from 1/7/91)

EQUIPMENT POOL

Canoes—

Set of 6 Aluminium on trailer with 12 life jackets & paddles \$35.00 per day per set
 \$65.00 per weekend per set
 Bond \$60.00 per hiring per set

Public Address System—

main or battery \$20.00 per day
 powered with horn or column speakers & one microphone \$25.00 per weekend

Megaphones—

User supplies own batteries eight required \$3.50 per day each
 16mm Movie Sound Projector, inc. screen \$12.00 per day each
 35mm Slide Projector \$6.50 per day
 \$9.00 per weekend

Games Van—

Inc. games equipment, pool & table tennis tables, etc. \$20.00 per day
 \$25.00 per weekend
 \$50.00 per week

Chairs—

Min. charge of \$5.00 per day \$0.50 each per day

Trestle Tables—2.6 m \$2.50 each per day

Two Person Tents \$7.50 per week or part thereof each

Four Person Tents \$10.00 per week or part thereof each

Marquee Tents—

15' x 15' or 12' x 12' \$11.00 per day each
 \$19.00 per weekend each

22' x 22' \$45.00 per week each

..... \$20.00 per day

..... \$30.00 per weekend

..... \$80.00 per week

Rucksacks \$3.00 per week or part thereof each

Gas Stove—

with bottle & BBQ plate \$10.00 per week or part thereof each

Porta Floods \$0.50 per day each

Extension Cords \$0.50 per day each

Box Trailer—6 x 4 \$5.00 per day

Bond \$5.00 per hiring

Stage Lighting—

500w spotlight \$6.00 per day

Follow Spotlight—

1000w \$17.00 per day

Overhead Projector—

new item \$7.50 per day

Users are required to pay for item at the Council Office then collect from either Council Depot or Council Office and return to same. All damages to be repaired by Council and charged to user.

Hire fees are calculated as follows:

Weekend rate for either 1 or 2 day use over weekend

Three-day weekend—Weekend rate plus 1 day hire

Four-day weekend—Two Weekends hire.

Canoes are not to be used in white water.

All hire charges to be paid for in advance or at time of collection of equipment.

LG410

LOCAL GOVERNMENT ACT 1960

City of Bayswater

LOAN

Local Government Department,
 Perth 28 May 1991.

LG: BW 3-8.

It is hereby notified for public information that the Governor has approved under section 44 of the Health Act of the City of Bayswater raising a loan of \$400 000 for the construction of aged persons accommodation and administration centre at Lot 910, corner Boronia Court and Redgum Way, Morley.

JOHN LYNCH, Executive Director, Local Government Department.

LG411

LOCAL GOVERNMENT ACT 1960*Shire of Dandaragan*

(VALUATION AND RATING) ORDER No. 1 1991

Made by His Excellency the Governor under the provisions of section 533 (17) of the *Local Government Act 1960*.

Citation

1. This Order may be cited as the *Shire of Dandaragan (Valuation and Rating) Order No. 1 1991*.

Commencement

2. This Order shall take effect on and from 1 July, 1991.

Authorisation to use gross rental value

3. The Council of the Shire of Dandaragan is hereby authorised to use gross rental values for the purpose of rating portions of the municipality which are designated and described in the Schedule to this Order.

Schedule
Technical Description**Portion of Shire to be Rated on Gross Rental Values**

All that portion of land comprising of Lot 102 of Melbourne Location 941 as surveyed and shown on Land titles Diagram 75608.

By His Excellency's Command,

L. M. AULD, Clerk of the Council.

LG901

LOCAL GOVERNMENT ACT 1960*City of Fremantle*

Notice of Intention to Borrow

Proposed Loan No. 185 of \$47 000

Pursuant to section 610 of the Local Government Act 1960 the City of Fremantle hereby gives notice that it proposes to borrow money by sale of debenture repayable at the Office of the Lender on the following terms and conditions—

Amount: \$47 000; Repayment/Terms: Quarterly Instalments of Principal and Interest over a period of 10 years; Purpose: Redeveloping the Fremantle Arts Centres Retail Outlets.

Estimates of costs of refinancing these loans and the statement required by section 609 are open for inspection at the Office of the Council, William Street, Fremantle for 35 days after publication of this notice.

This loan will be repaid by the Fremantle Arts Centre operating as a Trading Undertaking and therefore will be at no cost to Ratepayers.

Dated 29 May 1991.

J. A. CATTALINI, Mayor.

M. J. CAROSELLA, Town Clerk/Director of Finance.

MINES

MN302

MINING ACT 1978**MINING AMENDMENT REGULATIONS 1991**

Made by His Excellency the Governor in Executive Council.

Citation

1. These regulations may be cited as the *Mining Amendment Regulations 1991*.

Commencement

2. These regulations shall come into operation on the day on which the *Mining Amendment Act 1990* comes into operation.

Principal regulations

3. In these regulations the *Mining Regulations 1981** are referred to as the principal regulations.

[*Reprinted in the *Gazette of 24 August 1988* at pp. 3147-242. For amendments to 19 April 1991 see pp. 316-7 of 1990 *Index to Legislation of Western Australia.*]

Regulation 2 amended

4. Regulation 2 of the principal regulations is amended by inserting, in the appropriate alphabetical positions, the following definitions—

“ “block” has the meaning ascribed to it in Part IV, Division 2 of the Act; ”;

“ “existing exploration licence” means an exploration licence—

(a) granted before the commencement of section 16 of the *Mining Amendment Act 1990*; or

(b) for which an application was made before the commencement of section 16 of the *Mining Amendment Act 1990* and which has subsequently been granted; ”;

“ “graticular exploration licence” means an exploration licence the application for which was made on or after the commencement of section 16 of the *Mining Amendment Act 1990* and which has subsequently been granted; ”;

“ “graticular section” has the meaning ascribed to it in Part IV, Division 2 of the Act; ”.

Regulation 4 amended

5. Regulation 4 of the principal regulations is amended by deleting “and” and substituting the following—

“ or ”.

Regulation 7 amended

6. Regulation 7 of the principal regulations is amended—

(a) by inserting after the regulation designation “7.” the subregulation designation “(1)”; and

(b) by inserting the following subregulation—

“ (2) If the time prescribed for giving notice under section 33 (1) is extended under regulation 104, the applicant shall serve with that notice, and the map or plan referred to in subregulation (1), a written notice stating that the period for lodging objections to the application is within 21 days of the date of service of the documents. ”.

Regulation 14 repealed and a regulation substituted

7. Regulation 14 of the principal regulations is repealed and the following regulation is substituted—

**Limit on amount of earth, etc.,
that may be removed**

“ 14. For the purposes of section 48 (c), the limit on the amount of earth, soil, rock, stone, fluid or mineral bearing substances which may be excavated, extracted or removed during the period for which the licence remains in force is 500 tonnes in total, and the excavation, extraction or removal of a larger tonnage, without the Minister’s written approval, shall render the licence liable to forfeiture. ”.

Regulation 18 amended

8. Regulation 18 of the principal regulations is amended in paragraph (b) by deleting “square kilometre or part thereof.” and substituting the following—

“ block. ”.

Regulation 20 repealed and a regulation substituted

9. Regulation 20 of the principal regulations is repealed and the following regulation is substituted—

**Limit on amount of earth, etc.,
that may be removed**

- “ 20. For the purposes of section 66 (c), the limit on the amount of earth, soil, rock, stone, fluid or mineral bearing substances which may be excavated, extracted or removed during the period for which the licence remains in force is 1 000 tonnes in total, and the excavation, extraction or removal of a larger tonnage, without the Minister's written approval, shall render the licence liable to forfeiture. ”

Regulation 21 amended

10. Regulation 21 of the principal regulations is amended by repealing subregulation (1) and substituting the following subregulations—

- “ (1) The holder of an exploration licence shall expend, or cause to be expended, in mining on or in connection with mining on the licence during each year of the term of the licence—
- (a) in respect of an existing exploration licence, not less than \$300 for each square kilometre or part thereof of the area of the licence with a minimum of \$20 000; or
 - (b) in respect of a graticular exploration licence—
 - (i) not less than \$10 000 where one block only is subject to the licence;
 - (ii) not less than \$15 000 where 2 blocks only are subject to the licence;
 - (iii) where 3 or more blocks are subject to the licence, not less than an amount assessed by reference to the number of blocks comprising the licence, calculated at \$900 per block with a minimum of \$20 000,

but if the holder is directly engaged part-time or full-time in mining on the licence itself then an amount equivalent to the wages he would otherwise be entitled to if similarly employed elsewhere in the district shall be deemed to have been expended.

(1a) Where a part of a block comprises or is included in the land in respect of which an exploration licence is granted, the whole of that block is deemed to be subject to the licence for the purposes of subregulation (1) (b). ”

Regulation 23 repealed and a regulation substituted

11. Regulation 23 of the principal regulations is repealed and the following regulation is substituted—

Endorsement of plans upon surrender

- “ 23. The surrender under section 65 (which in this regulation includes a deemed surrender) of the whole or portion of the land the subject of an exploration licence shall be endorsed on the plans referred to in section 65 (5) in the following manner—
- (a) the portion surrendered, or deemed surrendered, shall be marked on each plan;
 - (b) on each plan the portion surrendered, or deemed surrendered, shall be endorsed with the exploration licence number and a release number allocated by the Department; and
 - (c) at a date and time chosen by an officer authorized by the Director General of Mines for the release of the portion surrendered, or deemed surrendered, that date and time shall be endorsed on that portion of each plan. ”

Regulation 23B repealed

12. Regulation 23B of the principal regulations is repealed.

Regulation 44 amended

13. Regulation 44 of the principal regulations is amended in subregulation (1) by deleting “but in respect of an exploration licence the part remaining shall consist of no more than 3 discrete areas each of which is of the shape prescribed by that regulation or as near thereto as is practicable.” and substituting the following—

- “ but—
- (a) in respect of an existing exploration licence, the part remaining shall consist of not more than 3 discrete areas each of which is of the shape prescribed by that regulation or as near to that shape as is practicable;
- or

- (b) in respect of a graticular exploration licence, the graticular sections that constitute the blocks that remain subject to the exploration licence shall comply with section 65 (1). ”.

Regulation 45 amended

14. Regulation 45 of the principal regulations is amended—

(a) in subregulation (1)—

(i) by deleting the full stop at the end of paragraph (b) and substituting the following—

“ ; and ”; and

(ii) by inserting after paragraph (b) the following paragraph—

“ (c) in the case of a surrender under section 65, also comply with the Act as if that surrender were a surrender under section 95. ”;

and

(b) by inserting after subregulation (4) the following subregulation—

“ (5) Where a part of a mining tenement is to be surrendered under section 25A, a surrender in the form No. 14 in the First Schedule shall be executed and lodged accompanied by a map clearly delineating the portion of the tenement being surrendered, and the portion being retained, but any further requirements of this regulation do not apply. ”.

Regulation 47 amended

15. Regulation 47 of the principal regulations is amended in subregulation (1) by inserting after “section” the following—

“ 26A or ”.

Regulation 54 amended

16. Regulation 54 of the principal regulations is amended—

(a) by inserting after subregulation (1) the following subregulation—

“ (1a) For the purposes of section 102 (1), the prescribed period in which an application may be made, after the end of the year to which the proposed exemption relates, is 60 days. ”;

and

(b) by inserting after subregulation (2) the following subregulation—

“ (3) An applicant for a certificate of exemption under section 102 or 102A shall also lodge at the office of the mining registrar, prior to the hearing or determination of the application, reasons in the form of a statutory declaration supporting the application for the certificate of exemption. ”.

Regulation 56 amended

17. Regulation 56 of the principal regulations is amended—

(a) by repealing subregulation (1) and substituting the following subregulation—

“ (1) Where any objection against an application for a certificate of exemption under section 102 is lodged within the time allowed, the warden shall receive evidence in open court in support of the application and in support of any object so lodged. ”;

and

(b) by repealing subregulation (2).

Regulation 64 amended

18. Regulation 64 of the principal regulations is amended—

(a) by inserting after subregulation (1) the following subregulation—

“ (1a) For the purposes of section 58 (1) an application for an exploration licence, in the form No. 21 of the First Schedule, shall be accompanied by—

(a) a completed copy of Attachment 1 to form No. 21, identifying the block or blocks to which the application relates by number; and

(b) a completed copy of Attachment 2 to form No. 21, clearly delineating the block or blocks to which the application relates,

in accordance with section 58 (2) (a). ”;

and

(b) by inserting after subregulation (5) the following subregulation—

“ (6) An applicant for a mining tenement in respect of land that is the subject of a miscellaneous licence shall, in addition to giving notice of the application as required by the Act and these regulations, cause a copy of the application to be given to the holder of the miscellaneous licence. ”.

Regulation 66 amended

19. Regulation 66 of the principal regulations is amended by inserting after “for” the following—

“ , other than an exploration licence, ”.

Regulation 67 amended

20. Regulation 67 of the principal regulations is amended—

(a) by inserting after the regulation designation “67.” the subregulation designation “(1)”; and

(b) by inserting the following subregulation—

“ (2) Notwithstanding subregulation (1), where an application is made for a mining tenement that relates to private land, the period during which a person may lodge an objection is—

(a) within 21 days of the date on which the person was served with a copy of notice required to be given under section 33 (1); or

(b) within 30 days of the date of the application,

whichever period ends later, or such further period as the warden considers reasonable. ”.

Regulations 70B and 70C inserted

21. After regulation 70A of the principal regulations the following regulations are inserted—

Agreement as to priority

“ 70B. A written agreement referred to in section 105A (3) shall be lodged within 60 days of the day on which the applications for licences or leases, as the case may be, were lodged.

Refund where licence substituted or lease refused

70C. (1) Where an application for a mining lease or general purpose lease is made under section 49 or section 67 and a lease is granted, the applicant is entitled to a *pro-rata* refund of the balance of any portion of unused rent which has been paid on the prospecting licence or exploration licence formerly held by the applicant.

(2) Where an application described in subregulation (1) is refused, and the term of the prospecting licence or exploration licence held by the applicant has been extended beyond its normal expiry date under section 49 or section 67, the applicant shall receive a *pro-rata* refund of any portion of unused rent which has been paid on the licence.

(3) When calculating a *pro-rata* refund for the purposes of this regulation, only whole months of the term that is remaining shall be the subject of refund. ”.

Regulation 75 amended

22. Regulation 75 of the principal regulations is amended by deleting paragraph (g) and substituting the following paragraph—

“ (g) when—

(i) a mining tenement is encumbered by a mortgage; or

(ii) a share in a mining tenement is encumbered by a mortgage and the transfer affects that share,

the transfer shall be accompanied by the written consent of the affected mortgagee. ”.

Regulation 77 amended

23. Regulation 77 of the principal regulations is amended in paragraph (a) by inserting after “lodged” the following—

“ with the prescribed fee ”.

Regulation 88 repealed

24. Regulation 88 of the principal regulations is repealed.

Regulation 92 amended

25. Regulation 92 of the principal regulations is amended by inserting after “than” the following—

“ a graticular exploration licence, ”.

Regulation 106 amended

26. Regulation 106 of the principal regulations is amended—

(a) by inserting after subregulation (1) the following subregulation—

“ (1a) The register may be kept wholly or partly on paper, or may be wholly or partly recorded or stored by means of any mechanical, electronic or other device. ”;

and

(b) by inserting after subregulation (2) the following subregulation—

“ (3) A copy for the purposes of subregulation (2) may, at the discretion of the Director General of Mines or a person authorized by him, be—

(a) in writing;

(b) a photographic reproduction;

(c) a printout produced by mechanical or electronic means; or

(d) a combination of any or all of the methods referred to in paragraphs (a), (b) and (c). ”.

Regulation 120E repealed and a regulation substituted

27. Regulation 120E of the principal regulations is repealed and the following regulation is substituted—

Plans of surveyed tenements to be prepared

“ 120E. An approved surveyor shall cause a plan to be prepared of each tenement surveyed by him by lodging his field records, together with a report in form No. 44 set out in the First Schedule, at the office of the mining registrar. ”.

First Schedule amended

28. The First Schedule to the principal regulations is amended—

(a) by deleting Form 6 and substituting the following form—

“

Form 6
Instrument of
Licence

WESTERN AUSTRALIA
Mining Act 1978
(Sec. 116 Reg. 19)

EXPLORATION LICENCE

No.

(a) Name and
address of
holder and
number of
shares.

(a)

is/are authorized in accordance with Section 66 of the Act to explore the land
the subject of this licence situated at

(b) Locality

(b)

in the

(c) Mineral Field (c)

Mineral Field

(d) Number
of Blocks.

containing

(d)

as described in the First Schedule

for a term of 5 years commencing on the date of grant of the licence

(e) Date
Licence
granted.

(e)

(f) Shire (f)

subject to the provisions of the Mining Act 1978 and to the conditions/endorsements as set out in the Second Schedule.

Mining Registrar

NOTE

In addition to any specific conditions that are endorsed on this instrument, the holder in exercising the rights granted herein must first ensure that the necessary consents and permission have been obtained and compensation has been agreed to or determined in respect to certain Crown Land, Public Reserves, etc., private land and where the lawful rights of other land users is concerned.

For Schedules see attached.

(b) by deleting Form 7;

(c) by deleting Form 14 and substituting the following form—

Form 14

WESTERN AUSTRALIA

Mining Act 1978 (Ss. 26A, 65, 95; reg. 45.)

PARTIAL SURRENDER*

*If applicable, add whether the surrender is under section 26A or section 65.

(This form must be accompanied by a map clearly delineating the portion of the tenement being— (i) surrendered; and (ii) retained.)

Details of Mining Tenement	
(a)	(b)
(c)	

(a) Type
(b) Number
(c) Mineral Field

Holder
(d)

(d) Full name and address of each holder.

THE HOLDER of the abovementioned mining tenement hereby applies to surrender all right, title and interest in that portion described hereunder.**

** If the surrender is a conditional one, add "conditional on application for . . . being granted."

PORTION BEING SURRENDERED	
(e)	
Area***	

(e) Describe the boundaries of the portion being surrendered.

***In ha/km² or number of blocks.

DATED this day of 19

Holders sign here	in the presence of	Witnesses sign here
(f)	(g) .....	.....
.....
.....

(f) Signature of holder.
(g) Signature of Witness.

LODGING PARTY
(h) Full name and address (for return of documents).

(h)

OFFICE USE	Received at	
	on	
	with fee of \$	
	(Mining Registrar)	

(d) by deleting Form 18 and substituting the following form—

Form 18	WESTERN AUSTRALIA Mining Act 1978 (Sec. 102 Reg. 54)	Office Use
		No.

APPLICATION FOR EXEMPTION

(a) Type (b) Number (c) Mineral Field	Details of Mining Tenement	
	(a)	(b)
	(c)	

(d) Full name and address of each holder.	Holder
	(d)

(e) Amount of expenditure for which exemption is sought. (f) Expiry date of period to which exemption relates. (g) Reasons for exemption.	Exemption Details	
	(e) (\$)	
	(f)	19
	(g)	

APPLICATION is made for exemption for the period specified from the expenditure conditions applicable to the abovementioned mining tenement.

DATED this day of 19

(h) Signature of holder or authorized agent. (h)

OFFICE USE	OBJECTIONS to this application may be lodged at the Mining Registrar's office at	
	on or before the day of 19	
	Where an objection to this application is lodged the hearing will take place on a date to be set.	
	Received at m on with fee of \$ (Mining Registrar)	

(e) by deleting Form 21 and substituting the following form—

Form 21

WESTERN AUSTRALIA
Mining Act 1978
(Secs. 41, 58, 74, 86, 91, Reg. 64)

APPLICATION FOR MINING TENEMENT

(a) Type of tenement	(a) _____	No. /
(b) Time & Date marked out (where applicable).	(b) a.m./p.m. / / (c)	
(c) Mineral Field	(d) & (e)	(f) Shares
APPLICANT: (d) Full name (e) Address (f) No. of shares. (g) Total No. of shares.	} for each applicant.	
DESCRIPTION OF GROUND APPLIED FOR. (For Exploration Licences see Note 1).	(g) Total	
(h) Locality (i) Datum Peg (j) Boundaries	(h)	
	(i)	
	(j)	
	
	
(k) Area (ha or Km2)	.....
(l) Signature of applicant or agent.	(k) _____	(l) DATE

O F F I C E U S E	OBJECTIONS to this application may be lodged at the Mining Registrar's office at																														
	on or before the day of 19 (see Note 3) and the																														
	hearing will take place on the day of 19																														
		<table border="1" style="width: 100%; border-collapse: collapse;"> <tr> <td style="width: 30%;">FEES PAID</td> <td style="width: 10%; text-align: center;">\$</td> <td style="width: 10%; text-align: center;">c</td> <td style="width: 50%;">Receipt No:</td> </tr> <tr> <td>Application</td> <td></td> <td></td> <td rowspan="3" style="vertical-align: top;">SHIRE:</td> </tr> <tr> <td>Rent</td> <td></td> <td></td> </tr> <tr> <td>Survey Fee</td> <td></td> <td></td> </tr> <tr> <td style="text-align: center;">TOTAL</td> <td></td> <td></td> <td rowspan="2" style="vertical-align: top;">Map Ref. Plan</td> </tr> <tr> <td>Received at</td> <td></td> <td></td> <td>Scale</td> </tr> <tr> <td>on</td> <td></td> <td></td> <td></td> </tr> <tr> <td>(Mining Registrar)</td> <td></td> <td></td> <td></td> </tr> </table>	FEES PAID	\$	c	Receipt No:	Application			SHIRE:	Rent			Survey Fee			TOTAL			Map Ref. Plan	Received at			Scale	on				(Mining Registrar)		
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Survey Fee																															
TOTAL			Map Ref. Plan																												
Received at				Scale																											
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(Mining Registrar)																															

NOTES

Note 1: EXPLORATION LICENCE

(i) Attachments 1 and 2 must be completed and accompany the lodgement of every application for an Exploration Licence in lieu of (h), (i), (j) and (k) above and a map.

(ii) An application for an Exploration Licence shall be accompanied by a statement specifying method of exploration, details of the proposed work programme, estimated cost of exploration and technical and financial ability of the applicant(s).

Note 2: PROSPECTING LICENCES, MINING/GENERAL PURPOSE LEASES AND MISCELLANEOUS LICENCES

(i) This application form shall be accompanied by a map on which are clearly delineated the boundaries of the area applied for.

Note 3: ALL APPLICATIONS OVER PRIVATE LAND

The period for lodgement of an objection is within 21 days of service of this notice, or the date noted above for lodging objections, whichever is the longer period.

WESTERN AUSTRALIA
Mining Act 1978
Sec 58, Reg 64

FORM 21 - ATTACHMENT 2

MAP SHOWING BLOCKS APPLIED FOR IN EXPLORATION LICENCE No /

(i) indicate 1:1,000,000 Plan Name(s) highlighting sheet boundaries in the areas marked (+) e.g. Kalgoorlie (iii) Indicate Graticular Section e.g. 

(ii) Indicate Primary Number(s) e.g. BLOCK No. 318 (iv) Outline external boundaries of licence applied for.

		1:1,000,000 PLAN NAME(S)				
		+	+	+	+	+
1:1,000,000 PLAN NAME(S)		a b c d e	a b c d e	a b c d e	a b c d e	a b c d e
		f g h i j k	f g h i j k	f g h i j k	f g h i j k	f g h i j k
		BLOCK No. _____	BLOCK No. _____	BLOCK No. _____	BLOCK No. _____	BLOCK No. _____
		m n o p	m n o p	m n o p	m n o p	m n o p
		q r s t u	q r s t u	q r s t u	q r s t u	q r s t u
	+	v w x y z	v w x y z	v w x y z	v w x y z	v w x y z
		a b c d e	a b c d e	a b c d e	a b c d e	a b c d e
		f g h i j k	f g h i j k	f g h i j k	f g h i j k	f g h i j k
		BLOCK No. _____	BLOCK No. _____	BLOCK No. _____	BLOCK No. _____	BLOCK No. _____
		m n o p	m n o p	m n o p	m n o p	m n o p
	q r s t u	q r s t u	q r s t u	q r s t u	q r s t u	
+	v w x y z	v w x y z	v w x y z	v w x y z	v w x y z	
	a b c d e	a b c d e	a b c d e	a b c d e	a b c d e	
	f g h i j k	f g h i j k	f g h i j k	f g h i j k	f g h i j k	
	BLOCK No. _____	BLOCK No. _____	BLOCK No. _____	BLOCK No. _____	BLOCK No. _____	
	m n o p	m n o p	m n o p	m n o p	m n o p	
	q r s t u	q r s t u	q r s t u	q r s t u	q r s t u	
+	v w x y z	v w x y z	v w x y z	v w x y z	v w x y z	
	a b c d e	a b c d e	a b c d e	a b c d e	a b c d e	
	f g h i j k	f g h i j k	f g h i j k	f g h i j k	f g h i j k	
	BLOCK No. _____	BLOCK No. _____	BLOCK No. _____	BLOCK No. _____	BLOCK No. _____	
	m n o p	m n o p	m n o p	m n o p	m n o p	
	q r s t u	q r s t u	q r s t u	q r s t u	q r s t u	
+	v w x y z	v w x y z	v w x y z	v w x y z	v w x y z	
	a b c d e	a b c d e	a b c d e	a b c d e	a b c d e	
	f g h i j k	f g h i j k	f g h i j k	f g h i j k	f g h i j k	
	BLOCK No. _____	BLOCK No. _____	BLOCK No. _____	BLOCK No. _____	BLOCK No. _____	
	m n o p	m n o p	m n o p	m n o p	m n o p	
	q r s t u	q r s t u	q r s t u	q r s t u	q r s t u	
+	v w x y z	v w x y z	v w x y z	v w x y z	v w x y z	
	+	+	+	+	+	
		1:1,000,000 PLAN NAME(S)				

- (f) by deleting Form 21A;
- (g) in Form 24 by deleting "(h) Address for service of notices" and substituting the following—
" (h) Address within the State for service of notices ";
- (h) in Form 28 by deleting—

(g) Signature (g)

(h) Executor OR (h)
as the case
may be

LODGING PARTY
(i) Full name and address (for return of documents) (i)

I have surveyed this tenement in accordance with the regulations. The area surveyed is in accordance with the applicant's marking. The applicant has signified to me his satisfaction with the survey. There are no encroachments or unlawful interferences evident on survey. Other land tenures have been located and/or shown on my plan.

(Amend or augment as necessary)

.....
Approved surveyor.
...../...../19..... "

Second Schedule amended

29. The Second Schedule to the principal regulations is amended—

(a) in item 1 by deleting "Exploration licence per square kilometre or part thereof ... Reg. 18 28.60" and substituting the following—

" Existing exploration licence per square kilometre or part thereof Reg. 18 28.60
Graticular exploration licence per block ... Reg. 18 80.00 ";

(b) by deleting item 4 and substituting the following item—

" 4. Exemption from expenditure conditions—
One year exemption Reg. 54 100.00
5 year exemption for mining lease Reg. 54 500.00 ";

(c) in item 10 by deleting—

"Mortgage Reg. 109 16.30" and substituting the following—

" Mortgage Reg. 77 16.30 ";

and

(d) in item 13 by deleting subitem (vi) and substituting the following subitem—

" (vi) Copy of—
(a) evidence—per page 6.50
(b) a judgment, decision or order—per page 1.00 "

By His Excellency's Command,

D. G. BLIGHT, Clerk of the Council.

MN401

State of Western Australia
PETROLEUM (SUBMERGED LANDS) ACT 1982
PROHIBITION OF ENTRY INTO A SAFETY ZONE

I, Ian Fraser, the Director, Petroleum Division of the Department of Mines of the said State by instrument of delegation dated the 17th day of February 1986, and pursuant to section 119 of the above Act, hereby prohibit all vessels other than vessels under control of the registered holders of Production Licence TL/4 from entering or remaining in the area of the safety zone that extends to a distance of one hundred metres around the fixed offshore platform known as Cowle 'A' at a point of latitude 21° 31' 24.678" South, longitude 114° 58' 05.945" East measured from each point of the outer edge of the platform, without the consent in writing of the Director, Petroleum Division.

Where a vessel enters or remains in a safety zone specified in this instrument in contravention of the instrument, the owner and the person in command or in charge of the vessel are each guilty of an offence against section 119 of the Act and are punishable, upon conviction, by a fine not exceeding \$100 000 or imprisonment for a term not exceeding 10 years, or both, pursuant to section 119 (3) of the Act.

Dated 24 May 1991.

Made under the Petroleum (Submerged Lands) Act 1982 of the State of Western Australia.

IAN FRASER, Director Petroleum Division.

MN402

CORRIGENDUM
COAL MINES REGULATION ACT

Whereas an error occurred in the notice published under the above heading on page 2392 of the *Government Gazette* dated 10 May 1991, it is corrected as follows—

Under the title Special Inspectors of Mines delete Mark Francis Whiteley and insert under the title Departmental Inspector of Mines Mark Francis Whiteley.

MN403

State of Western Australia
PETROLEUM (SUBMERGED LAND) ACT 1982
 (Section 37)

Notice of Grant of Exploration Permit

Department of Mines,
Perth, 31st May 1991.

EXPLORATION PERMIT No. TP/11 has been granted to:
 WESTERN MINING CORPORATION LIMITED of 360 Collins Street, Melbourne Vic 3000;
 PACIFIC OIL & GAS PTY LIMITED of 826 Whitehorse Road, Boxhill Vic 3128;
 OGE LIMITED of 2nd Floor, 135 Collins Street, Melbourne Vic 3000;
 BRIDGE OIL LIMITED of Level 9, 255 Elizabeth Street, Sydney NSW 2000;
 MULSWELLBROOK PETROLEUM LIMITED of 2nd Floor, 135 Collins Street, Melbourne Vic 3000;
 AMPOL EXPLORATION LIMITED of 4th Floor, 40 The Esplanade, Perth WA 6000; and
 PAN PACIFIC PETROLEUM (SOUTH AUST) PTY LIMITED of Level 4, 76 Berry Street, North
 Sydney NSW 2060
 to have effect for a period of six years from the 26th day of May 1991.

GORDON HILL, Minister for Mines.

MN404

State of Western Australia
PETROLEUM ACT 1967
 (Section 37)

Notice of Grant of Exploration Permit

Department of Mines,
Perth, 31st May 1991.

Exploration Permit No. EP 356 has been granted to
 Western Mining Corporation Limited of 360 Collins Street, Melbourne 3000;
 Pacific Oil & Gas Pty Limited of 826 Whitehorse Road, Box Hill 3128;
 OGE Limited of 2nd Floor, 135 Collins Street, Melbourne 3000;
 Bridge Oil Limited of Level 9, 255 Elizabeth Street, Sydney 2000;
 Mulswellbrook Petroleum Limited of 2nd Floor, 135 Collins Street, Melbourne 3000;
 Ampol Exploration Limited of 4th Floor, 40 Esplanade, Perth 6000;
 and
 Pan Pacific Petroleum (South Aust) Pty Limited of Level 4, 76 Berry Street, North Sydney 2060.
 to have effect for a period of five years from the 26th day of May 1991.

GORDON HILL, Minister for Mines.

MN405

CORRIGENDUM
MINING ACT 1978
 NOTICE OF FORFEITURE—CORRECTION

Notice on page 2603 of the *Government Gazette* dated 24 May 1991 should be amended as follows—

FROM
 "Mt Margaret Mineral Field"
 TO
 "Gascoyne Mineral Field"

MN406

MINING ACT 1978
 INSTRUMENT OF EXEMPTION OF CROWN LAND

The Minister for Mines pursuant to the powers conferred on him by section 19 of the Mining Act 1978, hereby gives notice that the area of Crown Land described hereunder (not being Crown Land that is the subject of a mining tenement or an application therefor) is exempt from Divisions 1 to 5 of part IV of the Mining Act 1978.

Schedule

Kimberley Mineral Field
Locality Phillips Range

Being that land comprising former Exploration Licences 80/570 and 80/571 and shown bordered "pink" at pages 59 and 51 of Mines File 8726/84 and 8727/84 respectively, but excluding any portion of land that is the subject of any mining tenement or an application therefor.

Public Plan Barnett 1:100 000.

Dated this 22nd day of May 1991.

GORDON HILL, Minister for Mines.

MN407

MINING ACT 1978

Notice of Application for an Order for Forfeiture

Department of Mines,
Perth, 31 May 1991.

In accordance with Regulation 49 (2) (c) of the Mining Act 1978, notice is hereby given that the licences are liable to forfeiture under the provisions of section 96 (1) (a) for breach of covenant, *viz.* non payment of rent.

P. G. THOBAVEN, Warden.

To be heard in the Warden's Court Perth on 5 July 1991.

SOUTH WEST MINERAL FIELD

Prospecting Licence

70/870—Wilkie, Douglas Robert.

PHILLIPS RIVER MINERAL FIELD

Prospecting Licence

74/148—Dowling, John Francis; Locsei, Janos; Wanless, Maria Retnowati.

MN408

MINING ACT 1978

NOTICE OF INTENTION TO FORFEIT

Department of Mines,
Perth, 31 May 1991.

In accordance with Regulation 50 (b) of the Mining Act 1978, notice is hereby given that unless the rent due on the undermentioned leases and licences is paid on or before 14 June 1991 it is the intention of the Hon. Minister for Mines under the provisions of sections 97 (1) and 96A (1) of the Mining Act 1978 to forfeit such covenant, *viz.* non-payment of rent.

D. R. KELLY, Director General of Mines.

Number	Holder	Mineral Field
	Mining Leases	
20/64	McLarty, Peter Richard; McLarty, William James; Radovanovic, Jeff.	Murchison
20/83	Standard Goldmines of Australia NL.	Murchison
20/84	McLarty, Peter Richard; McLarty, William James; Radovanovic, Jeff.	Murchison
20/101	Radovanovic, Jeff.	Murchison
20/186	Stewart, David Laurence	Murchison
20/188	McLarty, Peter Richard; McLarty, William James; Radovanovic, Jeff.	Murchison
21/34	Greenstone Investments Pty Ltd	Murchison
21/58	Radovanovic, Jeff; McLarty, Peter Richard; McLarty, William James.	Murchison
24/154	Fimiston Mining Ltd.	Broad Arrow
25/58	North Eastern Gold Mines NL; Trafalgar Mining NL.	East Coolgardie
25/59	North Eastern Gold Mines NL; Trafalgar Mining NL.	East Coolgardie
27/20	Carlindi Mining Corporation NL.	North East Coolgardie
29/57	Indian Ocean Gold NL.	North Coolgardie
29/58	Indian Ocean Gold NL.	North Coolgardie
29/59	Indian Ocean Gold NL.	North Coolgardie
29/90	Cock, Frederick John.	North Coolgardie

Number	Holder	Mineral Field
Mining Leases		
29/105	Bell, Louis Alexander; Bierberg, William Gene; Brooks, Rita Marian; Brooks, William Paul.	North Coolgardie
29/106	Horbury, Jo-Ann.	North Coolgardie
30/23	Ivanac, Barry Nickolas.	North Coolgardie
37/111	Hands, Dennis; O'Neill, Arthur Robert; O'Neill, Robert Arthur.	Mt Margaret.
39/100	Chaytor, Maxwell Stanley; Locsei, Janos; Dowling, John Francis; Wanless, Maria Retnowati; Wanless, Robert James.	Mt Margaret
39/215	Delta Gold NL.	Mt Margaret
39/219	Randwick NL.	Mt Margaret
45/86	Stewart, Murray David.	Pilbara
45/91	Callina NL; Pioneer Resources NL.	Pilbara
45/294	Lavardin Resources NL.	Pilbara
46/87	Player, Eric James Richard.	Pilbara
46/103	Duggan Prospecting and Mining Pty Ltd.	Pilbara
47/225	Ford, Terrance Sydney.	West Pilbara
59/82	Kismet Gold Mining NL.	Yalgoo
70/245	Bristile Ltd.	South West
70/387	Otter Exploration NL.	South West
70/388	Otter Exploration NL.	South West
77/186	Masons Hill Gold NL.	Yilgarn
77/187	Masons Hill Gold NL.	Yilgarn
77/188	Masons Hill Gold NL.	Yilgarn
77/256	Troy Resources NL.	Yilgarn
77/257	Troy Resources NL.	Yilgarn
80/3	Guerinoni, Carmillo.	Mt Margaret
80/6	Porkhomenko, John	Kimberley
80/80	Young, Howard Laurence	Kimberley
80/160	Kilmorna Gold NL.	Kimberley
General Purpose Leases		
45/8	Duffy, Alan Patrick; Duffy, Peter James.	Pilbara
47/10	Specified Services Pty Ltd.	West Pilbara
Exploration Licences		
09/274	White, Oren John.	Gascoyne
16/65	Eldorado Resources NL	Coolgardie
26/36	Orik Holdings Pty Ltd.	East Coolgardie
28/352	Maritana Gold NL.	North East Coolgardie
31/57	Molloy, Laurence John.	North Coolgardie
38/346	Sullivan, Donald Anthony; Sullivan, James Noel; Sullivan, Mervyn Ross; Sullivan, Peter Ross.	Mt Margaret
45/937	Sisson, Norman Frank.	Pilbara
51/269	Connell, Garry Patrick.	Murchison
52/345	G and B Exploration Pty Ltd; Lefroy Gold NL; Colonial Resources NL.	Peak Hill
53/231	Golden Deeps Ltd; MMC Australia Pty Ltd.	East Murchison
63/183	Golden Plateau NL.	Dundas
69/267	Growth Resources NL.	Warburton
74/72	Ellis, John Winston	Phillips River
74/73	Ellis, John Winston	Phillips River
74/95	Dyson, Ian Allan; Grundy, William Roy; Mount Youle Exploration NL.	South West
77/95	Mawson Pacific NL.	South West
80/1189	Menzel, Bruce Walter; Prodev Resources Pty Ltd.	Kimberley

PARLIAMENT

PA401

NOTICE OF DISALLOWANCE OF REGULATION ROTTNEST ISLAND AMENDMENT REGULATIONS 1990 REGULATIONS 5, 7 and 18

This notice is published under section 42 (5) of the *Interpretation Act 1984*.

Citation

1. This notice may be cited as the *Rottneist Island Amendment Regulations 1990 (Disallowance of Regulations 5, 7 and 18) Notice 1990*.

Disallowance

2. By resolution of the Legislative Council passed on 28 May 1991, regulations 5, 7 and 18 of the *Rottneet Island Amendment Regulations 1990** were disallowed.

[*Published in the Government Gazette on 9 November 1990 at pp. 5589-91.]

L. B. MARQUET, Clerk of the Legislative Council.

PLANNING AND URBAN DEVELOPMENT**PD401****TOWN PLANNING AND DEVELOPMENT ACT 1928
SCHEME AMENDMENT AVAILABLE FOR INSPECTION**

City of Belmont

Town Planning Scheme No. 11—Amendment No. 29

Ref: 853/2/15/10, Pt. 29.

Notice is hereby given that the City of Belmont has prepared the abovementioned scheme amendment for the purpose of amending the Scheme Text provision of the Business Enterprise Zone.

Plans and documents setting out and explaining the scheme amendment have been deposited at Council Offices, 215 Wright Street, Cloverdale and at the Department of Planning and Urban Development, Albert Facey House, 469-489 Wellington Street, Perth, and will be available for inspection during office hours up to and including July 12, 1991.

Submissions on the scheme amendment should be made in writing on Form No. 4 and lodged with the undersigned on or before July 12, 1991.

This amendment is available for inspection in order to provide an opportunity for public comment and it should not be construed that final approval will be granted.

B. R. GENONI, Town Clerk.

PD402**TOWN PLANNING AND DEVELOPMENT ACT 1928
SCHEME AMENDMENT AVAILABLE FOR INSPECTION**

City of Canning

Town Planning Scheme No. 16—Amendment No. 588

Ref: 853/2/16/18, Pt. 588.

Notice is hereby given that the City of Canning has prepared the abovementioned scheme amendment for the purpose of rezoning 173 Manning Road (Lot 74) (Corner Argyle Street), Bentley, from "S.R.2" to "G.R.4 (RESTRICTED)".

Plans and documents setting out and explaining the scheme amendment have been deposited at Council Offices, 1317 Albany Highway, Cannington and at the Department of Planning and Urban Development, Albert Facey House, 469-489 Wellington Street, Perth, and will be available for inspection during office hours up to and including July 12, 1991.

Submissions on the scheme amendment should be made in writing on Form No. 4 and lodged with the undersigned on or before July 12, 1991.

This amendment is available for inspection in order to provide an opportunity for public comment and it should not be construed that final approval will be granted.

I. F. KINNER, Town Clerk.

PD403**TOWN PLANNING AND DEVELOPMENT ACT 1928
SCHEME AMENDMENT AVAILABLE FOR INSPECTION**

City of Canning

Town Planning Scheme No. 16—Amendment No. 587

Ref: 853/2/16/18, Pt. 587.

Notice is hereby given that the City of Canning has prepared the abovementioned scheme amendment for the purpose of rezoning the rear portion (184 m² in area) of 14 Barmond Street (Lot 108), Cannington, from "S.R.2" to "Showroom/Warehouse", and by amending Serial 5 of Appendix 2 (Schedule of Special Zones) so that the said 184 m² portion of Lot 108 may be used for "Office" purposes.

Plans and documents setting out and explaining the scheme amendment have been deposited at Council Offices, 1317 Albany Highway, Cannington and at the Department of Planning and Urban Development, Albert Facey House, 469-489 Wellington Street, Perth, and will be available for inspection during office hours up to and including July 12, 1991.

Submissions on the scheme amendment should be made in writing on Form No. 4 and lodged with the undersigned on or before July 12, 1991.

This amendment is available for inspection in order to provide an opportunity for public comment and it should not be construed that final approval will be granted.

I. F. KINNER, Town Clerk.

PD404

TOWN PLANNING AND DEVELOPMENT ACT 1928
SCHEME AMENDMENT AVAILABLE FOR INSPECTION

Shire of Denmark

Town Planning Scheme No. 2—Amendment No. 39

Ref: 853/5/7/2, Pt. 39.

Notice is hereby given that the Shire of Denmark has prepared the abovementioned scheme amendment for the purpose of rezoning Lot 334 South Coast Highway, Denmark Townsite, from 'Rural' zone to 'Residential 1' zone.

Plans and documents setting out and explaining the scheme amendment have been deposited at Council Offices, Strickland Street, Denmark and at the Department of Planning and Urban Development, Albert Facey House, 469-489 Wellington Street, Perth, and will be available for inspection during office hours up to and including July 12, 1991.

Submissions on the scheme amendment should be made in writing on Form No. 4 and lodged with the undersigned on or before July 12, 1991.

This amendment is available for inspection in order to provide an opportunity for public comment and it should not be construed that final approval will be granted.

P. DURTANOVICH, Shire Clerk.

PD405

TOWN PLANNING AND DEVELOPMENT ACT 1928
SCHEME AMENDMENT AVAILABLE FOR INSPECTION

City of Mandurah

Town Planning Scheme No. 1A—Amendment No. 162

Ref: 853/6/13/9, Pt. 162.

Notice is hereby given that the City of Mandurah has prepared the abovementioned scheme amendment for the purpose of rezoning Part Lot 123, Mississippi Drive from "Local Recreation" Reserve to "Residential 1 (Single Residential)" Zone.

Plans and documents setting out and explaining the scheme amendment have been deposited at Council Offices, Mandurah Terrace, Mandurah, and at the Department of Planning and Urban Development, Albert Facey House, 469-489 Wellington Street, Perth, and will be available for inspection during office hours up to and including July 12, 1991.

Submissions on the scheme amendment should be made in writing on Form No. 4 and lodged with the undersigned on or before July 12, 1991.

This amendment is available for inspection in order to provide an opportunity for public comment and it should not be construed that final approval will be granted.

K. W. DONOHOE, Town Clerk.

PD406

TOWN PLANNING AND DEVELOPMENT ACT 1928
SCHEME AMENDMENT AVAILABLE FOR INSPECTION

City of Perth

City Planning Scheme—Amendment No. 38

Ref: 853/2/10/9, Pt. 38.

Notice is hereby given that the City of Perth has prepared the abovementioned scheme amendment for the purpose of amending Clause 61 (2) (a) and (d) of the Scheme Text.

Plans and documents setting out and explaining the scheme amendment have been deposited at Council Offices, 27-29 St. George's Terrace, Perth, and at the Department of Planning and Urban Development, Albert Facey House, 469-489 Wellington Street, Perth, and will be available for inspection during office hours up to and including July 12, 1991.

Submissions on the scheme amendment should be made in writing on Form No. 4 and lodged with the undersigned on or before July 12, 1991.

This amendment is available for inspection in order to provide an opportunity for public comment and it should not be construed that final approval will be granted.

R. F. DAWSON, Town Clerk.

PD407

TOWN PLANNING AND DEVELOPMENT ACT 1928
SCHEME AMENDMENT AVAILABLE FOR INSPECTION

City of South Perth

Town Planning Scheme No. 5—Amendment No. 31

Ref: 853/2/11/7, Pt. 31.

Notice is hereby given that the City of South Perth has prepared the abovementioned scheme amendment for the purpose of deleting the special setback imposed by Table No. 4 to the north-east side of Douglas Avenue between Mill Point Road and Shaftesbury Street.

Plans and documents setting out and explaining the scheme amendment have been deposited at Council Offices, Sandgate Street, South Perth and at the Department of Planning and Urban Development, Albert Facey House, 469-489 Wellington Street, Perth, and will be available for inspection during office hours up to and including July 12, 1991.

Submissions on the scheme amendment should be made in writing on Form No. 4 and lodged with the undersigned on or before July 12, 1991.

This amendment is available for inspection in order to provide an opportunity for public comment and it should not be construed that final approval will be granted.

L. E. MANN, Acting Town Clerk.

PD408

TOWN PLANNING AND DEVELOPMENT ACT 1928
SCHEME AMENDMENT AVAILABLE FOR INSPECTION

City of Stirling

District Planning Scheme No. 2—Amendment No. 154

Ref: 853/2/20/34, Pt. 154

Notice is hereby given that the City of Stirling has prepared the abovementioned scheme amendment for the purpose of rezoning Lots 32 and 33, H.N. 823 and 825 Beaufort Street, Inglewood from "Service Station" to "High Density Residential R80".

Plans and documents setting out and explaining the scheme amendment have been deposited at Council Offices, Civic Place, Stirling and at the Department of Planning and Urban Development, Albert Facey House, 469-489 Wellington Street, Perth, and will be available for inspection during office hours up to and including 12 July 1991.

Submissions on the scheme amendment should be made in writing on Form No. 4 and lodged with the undersigned on or before 12 July 1991.

This amendment is available for inspection in order to provide an opportunity for public comment and it should not be construed that final approval will be granted.

R. H. FARDON, Town Clerk.

PD409

TOWN PLANNING AND DEVELOPMENT ACT 1928
SCHEME AMENDMENT AVAILABLE FOR INSPECTION

Shire of Coorow

Town Planning Scheme No. 1—Amendment No. 4

Ref: 853/3/20/1, Pt. 4

Notice is hereby given that the Shire of Coorow has prepared the abovementioned scheme amendment for the purpose of rezoning an area of land within the Greenhead Townsite from Residential Development Zone and Parks and Recreation Reserve to Residential.

Plans and documents setting out and explaining the scheme amendment have been deposited at Council Offices, Main Street, Coorow and at the Department of Planning and Urban Development, Albert Facey House, 469-489 Wellington Street, Perth, and will be available for inspection during office hours up to and including 12 July 1991.

Submissions on the scheme amendment should be made in writing on Form No. 4 and lodged with the undersigned on or before 12 July 1991.

This amendment is available for inspection in order to provide an opportunity for public comment and it should not be construed that final approval will be granted.

S. MEYERKORT, Acting Shire Clerk.

PD410

TOWN PLANNING AND DEVELOPMENT ACT 1928
SCHEME AMENDMENTS AVAILABLE FOR INSPECTION

Shire of Coorow

Town Planning Scheme No. 1—Amendments Nos. 6 and 7

Ref: 853/3/20/1, Pts. 6 and 7.

Notice is hereby given that the Shire of Coorow has prepared the abovementioned scheme amendment for the purpose of—

Amendment No. 6

Rezoning vacant Crown land in the vicinity of Lake Street in the Leeman Townsite from "Rural" to "Industrial".

Amendment No. 7

1. Rezoning Lots 371 and 372 from the Residential Zone to Public Purposes (Library/Shire Office).
2. Amending the reservation and zoning relating to Reserves 35029, 37197 and 35031 to reflect the proposal shown on Department of Land Administration Plan 878.

Plans and documents setting out and explaining the scheme amendment have been deposited at Council Offices, Main Street, Coorow and at the Department of Planning and Urban Development, Albert Facey House, 469-489 Wellington Street, Perth, and will be available for inspection during office hours up to and including 28 June 1991.

Submissions on the scheme amendment should be made in writing on Form No. 4 and lodged with the undersigned on or before 28 June 1991.

These amendments are available for inspection in order to provide an opportunity for public comment and it should not be construed that final approval will be granted.

S. MEYERKORT, Acting Shire Clerk.

PD411

TOWN PLANNING AND DEVELOPMENT ACT 1928
SCHEME AMENDMENT AVAILABLE FOR INSPECTION

Shire of Goomalling

Town Planning Scheme No. 2—Amendment No. 9

Ref: 853/4/12/3, Pt. 9.

Notice is hereby given that the Shire of Goomalling has prepared the abovementioned scheme amendment for the purpose of—

- (a) adding to the Scheme Text Clause 3.6 Additional Uses.
- (b) including Lot 112 Throssell Street within the Additional Uses Schedule, with the Permitted Uses 'Sale of Used Household Goods', to be included in the Scheme as part of this Amendment.

Plans and documents setting out and explaining the scheme amendment have been deposited at Council Offices, Corner Quinlan and Hoddy Streets, Goomalling and at the Department of Planning and Urban Development, Albert Facey House, 469-489 Wellington Street, Perth, and will be available for inspection during office hours up to and including July 12, 1991.

Submissions on the scheme amendment should be made in writing on Form No. 4 and lodged with the undersigned on or before July 12, 1991.

This amendment is available for inspection in order to provide an opportunity for public comment and it should not be construed that final approval will be granted.

G. W. MORRIS, Shire Clerk.

PD412

TOWN PLANNING AND DEVELOPMENT ACT 1928
SCHEME AMENDMENT AVAILABLE FOR INSPECTION

Shire of Northampton

Town Planning Scheme No. 4—Amendment No. 14

Ref: 853/3/14/6, Pt. 14.

Notice is hereby given that the Shire of Northampton has prepared the abovementioned scheme amendment for the purpose of rezoning land from "Residential Development Zone" to "Residential R17.5, R30 and R50", and "Parks and Recreation Reserve".

Plans and documents setting out and explaining the scheme amendment have been deposited at Council Offices, Hampton Road, Northampton and at the Department of Planning and Urban Development, Albert Facey House, 469-489 Wellington Street, Perth, and will be available for inspection during office hours up to and including July 12, 1991.

Submissions on the scheme amendment should be made in writing on Form No. 4 and lodged with the undersigned on or before July 12, 1991.

This amendment is available for inspection in order to provide an opportunity for public comment and it should not be construed that final approval will be granted.

C. J. PERRY, Shire Clerk.

PD413

**TOWN PLANNING AND DEVELOPMENT ACT 1928
SCHEME AMENDMENT AVAILABLE FOR INSPECTION**

Shire of Wyndham-East Kimberley

Town Planning Scheme No. 4—Amendment No. 21

Ref: 853/7/5/6, Pt. 21.

Notice is hereby given that the Shire of Wyndham-East Kimberley has prepared the abovementioned scheme amendment for the purpose of rezoning portions of Reserve No.s 39128, 31221, and 39000 from "Public Open Space Reserve" and/or "Rural" to "Public Purpose Reserve (Use and Benefit of Aborigines)" or "Public Purpose Reserve (Drainage)".

Plans and documents setting out and explaining the scheme amendment have been deposited at Council Offices, Coolibah Drive, Kununurra and at the Department of Planning and Urban Development, Albert Facey House, 469-489 Wellington Street, Perth, and will be available for inspection during office hours up to and including June 28, 1991.

Submissions on the scheme amendment should be made in writing on Form No. 4 and lodged with the undersigned on or before June 28, 1991.

This amendment is available for inspection in order to provide an opportunity for public comment and it should not be construed that final approval will be granted.

M. CHEVERTON, Shire Clerk.

PD414

**TOWN PLANNING AND DEVELOPMENT ACT 1928
SCHEME AMENDMENT AVAILABLE FOR INSPECTION**

Town of Claremont

Town Planning Scheme No. 3—Amendment No. 29

Ref: 853/2/2/3, Pt. 29.

Notice is hereby given that the Town of Claremont has prepared the abovementioned scheme amendment for the purpose of inserting a new clause in the Scheme Text relating to planning approval for demolition.

Plans and documents setting out and explaining the scheme amendment have been deposited at Council Offices, 308 Stirling Highway, Claremont and at the Department of Planning and Urban Development, Albert Facey House, 469-489 Wellington Street, Perth, and will be available for inspection during office hours up to and including July 12, 1991.

Submissions on the scheme amendment should be made in writing on Form No. 4 and lodged with the undersigned on or before July 12, 1991.

This amendment is available for inspection in order to provide an opportunity for public comment and it should not be construed that final approval will be granted.

D. H. TINDALE, Town Clerk.

PD501

**TOWN PLANNING AND DEVELOPMENT ACT 1928
APPROVED TOWN PLANNING SCHEME AMENDMENT**

City of Stirling

District Planning Scheme No. 2—Amendment No. 133

Ref: 853/2/20/34, Pt. 133.

It is hereby notified for public information, in accordance with section 7 of the Town Planning and Development Act, 1928 that the Hon Minister for Planning approved the City of Stirling Town Planning Scheme Amendment on May 21, 1991 for the purpose of rezoning Lots 1383 and 1384, Swan Location Z, Learoyd Street, Mt Lawley from "Low Density Residential R.20" to "Private Institutions".

J. H. SATCHELL, Mayor.

G. S. BRAY, Town Clerk.

PD502

TOWN PLANNING AND DEVELOPMENT ACT 1928
APPROVED TOWN PLANNING SCHEME AMENDMENT

Town of Cottesloe

Town Planning Scheme No. 2—Amendment No. 10

Ref: 853/2/3/5, Pt. 10.

It is hereby notified for public information, in accordance with section 7 of the Town Planning and Development Act, 1928 that the Hon Minister for Planning approved the Town of Cottesloe Town Planning Scheme Amendment on May 22, 1991 for the purpose of—

1. Adding to the list of zones in the Legend to the Scheme Maps a new zone "Special Development" and against it a coloured notation to indicate land which is included within that zone under the Scheme, such notation being coloured Blue Green.
 2. (a) Rezoning Lot 2 of Cottesloe Townsite Sub Lots 27 and 28, Lots 7 and 8 of Cottesloe Townsite Sub Lot 27 from the Hotel Zone to the Special Development Zone as well as rezoning Lot 10 of Cottesloe Sub Lot 27 and Lots 36 and 37 of Cottesloe Sub Lot 28 from the Foreshore Centre Zone to the Special Development Zone;
 - (b) Amending the Development Guide Map to show the whole of the land bounded by Marine Parade, Eric Street, Gadsdon Street and Eileen Street to be within the Residential Planning Code R50;
- As depicted on the amending plans adopted by Council on the 27th day of June 1990.

3. Amending the Scheme Text as follows:

- (a) Amending Clause 3.2 by adding a new zone "Special Development" at No. 10 of the list of zones in the Scheme Text.
- (b) Adding the zone "Special Development" to Table 1—Zoning Table as follows:
 - (i) Adding a new column "Special Development" to the column of zones across the top of the Table.
 - (ii) Inserting the symbol "AA" adjacent to the following use classes in the List of Use Classes of the Table in the column headed "Special Development".

Attached House
 Caretakers House
 Civic Buildings
 Entertainment
 Dry Cleaners
 Grouped Dwelling
 Health Centre/Consulting Rooms
 Home Occupations
 Hotels
 Motels
 Multiple Dwellings
 Night Club
 Offices
 Public Recreation
 Professional Offices
 Public Amusement
 Public Assembly
 Public Worship
 Residential Buildings
 Service Industry
 Serviced Units
 Shops
 Single House
 Trade Display

- (iii) Inserting the symbol "IP" adjacent to the use class "car park" within the said column.

Car Park

- (iv) Inserting the symbol "X" adjacent to all other use classes within the said column.

- (c) Adding a new zone "Special Development" at Clause 3.4.9 of the Scheme Text as follows and renumbering Clause 3.4.9 Additional Uses to Clause 3.4.10 Additional Uses:

3.4.9 Special Development Zone: It is the intention of the Special Development Zone to provide for, improvement of land and development within the zone by encouraging the upgrading of existing premises as well as allowing redevelopment in an appropriate form, providing a wide range of land use opportunities.

(a) Development Applications—

In its consideration of applications to commence development the Council shall have regard to the principles established at paragraph (a) of Clause 3.4.5 as well as the provisions of this clause.

(b) Development Standards—

(i) No land shall be built upon so as to exceed a plot ratio of 1.0 or a site coverage of 0.5 provided that notwithstanding anything to the contrary in Schedule 2—Interpretations, no space occupied solely by decked parking (with or without recreation, pedestrian or landscape space above) shall be included within the calculation of site coverage subject to Council being satisfied that the roof of the decked parking area could reasonably be considered as part of the site's open space having regard to its appearance and height above (or below) natural ground level.

(ii) Carparking spaces shall be provided in accordance with the requirements of Table 2—Vehicle Parking Requirements except that in relation to public space within a hotel/tavern development, Council may reduce the requirement to one bay to 6 m² of such public space. In respect of outdoor space used for the consumption of liquor and/or food Council may further reduce the parking ratio to one bay to 8 m².

(iii) Unless guidelines are provided for the control of building height within an operative Town Planning Scheme Policy adopted by Council in accordance with Clause 7.7, no building within this Zone shall exceed the maximum building height provisions established at subparagraph (a) of paragraph (v) of sub-clause 3.4.5(b).

(c) Arrangement of Uses Within The Zone

Notwithstanding the wide range of uses which may be approved within this zone, Council shall have regard to the impact any proposed use may have on surrounding areas, the likely traffic generated and general appearance of any development and may adopt a Town Planning Scheme Policy providing guidelines for the location of uses within the Zone.

(d) Modifications to Existing Hotel

Any application for approval to commence development involving modification of the existing hotel development shall include a Landscaping and Site Improvement plan to the satisfaction of Council showing how it is intended to upgrade the appearance of the existing development. Council may require the applicant to enter into such arrangements as are deemed necessary by the Council to ensure the implementation of Landscaping and Site Improvement plan. Council may adopt a Town Planning Scheme Policy providing guidelines for the preparation of a Landscaping and Site Improvement plan.

C. D. MURPHY, Mayor.

M. R. DOIG, Acting Town Clerk.

PD701A

TOWN PLANNING AND DEVELOPMENT ACT 1928

APPROVED TOWN PLANNING SCHEME

Shire of Mount Magnet

Town Planning Scheme No. 1 (District Scheme)

Ref: 853/9/5/2.

It is hereby notified for public information, in accordance with section 7 of the Town Planning and Development Act 1928 that the Hon Minister for Planning approved the Shire of Mount Magnet, Town Planning Scheme No. 1 (District Scheme) on 16 April 1991, the Scheme Text of which is published as a Schedule annexed hereto.

J. C. DOWDEN, President.

G. J. McDONALD, Shire Clerk.

Schedule

SHIRE OF MOUNT MAGNET

Town Planning Scheme No. 1
(District Scheme)

The Mount Magnet Shire Council, under and by virtue of the powers conferred upon it in that behalf by the Town Planning and Development Act 1928 (as amended) hereinafter referred to as 'the Act', hereby makes the following Town Planning Scheme for the purposes laid down in the Act.

SHIRE OF MOUNT MAGNET

Town Planning Scheme No. 1
(District Scheme)

The Mount Magnet Shire Council, under and by virtue of the powers conferred upon it in that behalf by the Town Planning and Development Act 1928 (as amended) hereby makes the following Town Planning Scheme for the purpose of:

- (a) setting aside land for future public use as reserves;
- (b) controlling development;
- (c) other matters authorized by the enabling Act.

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Part I Preliminary

1.1 Citation

This Town Planning Scheme may be cited as the Shire of Mount Magnet Scheme No. 1 hereinafter called 'the Scheme' and shall come into operation on the publication of the notice of the Minister's final approval thereof in the *Government Gazette*.

1.2 Responsible Authority

The Authority responsible for implementing the Scheme is the Council of the Shire of Mount Magnet, hereinafter called 'the Council'.

1.3 Scheme Area

The Scheme applies to the whole of the District of the Shire of Mount Magnet, as delineated on the Scheme Map by the broken black border.

1.4 Contents of Scheme

The Scheme comprises:

- (a) this Scheme Text;
- (b) the Scheme Maps.

1.5 Arrangement of Scheme Text

The Scheme Text is divided into the following parts:

- Part I Preliminary
- Part II Local Reserves
- Part III Zones
- Part IV Non-Conforming Uses
- Part V Development Requirements
- Part VI Planning Consent
- Part VII Administration

1.6 Scheme Objectives

The intent of the Scheme is to direct and control development in the Scheme Area in such a way as shall promote and safeguard health, safety, convenience and economic and general welfare of its inhabitants and the amenities of the area.

1.7 General Obligations

Subject to the provisions of the Town Planning and Development Act 1928 (as amended) and all regulations made thereunder, and to the provisions of this Scheme, no person shall depart or permit or suffer any departure from the requirements and provisions of the Scheme, nor shall any person use or permit the use of any land or building or undertake or permit any new work if the use, new work, reconstruction, alteration or modification does not conform with the Scheme or would tend to delay the effective operation of the Scheme.

1.8 Relationship of the Scheme to By-laws

The provisions of the Scheme shall have effect, notwithstanding any by-law for the time being in force in the area and, where the provisions of the Scheme are at variance with the provisions of any by-law, the provisions of the Scheme shall prevail.

1.9 Interpretation

1.9.1 Except as provided in Schedule I or Clause 1.9.2 the words and expressions of the Scheme have their normal and common meaning.

1.9.2 In the Scheme unless the context otherwise requires, or unless it is otherwise provided herein, words and expressions have the respective meanings given to them in Schedule I and the Residential Planning Codes.

1.9.3 Where a word or term is defined in the Residential Planning Codes, then notwithstanding anything else in the Scheme that word or term when used in respect of residential development has the meaning given to it in the Residential Planning Codes.

Part II Local Reserves

2.1 Local Authority Scheme Reserves

The lands shown as Local Authority Scheme Reserves on the Scheme Map, hereinafter called 'Local Reserves' are lands reserved under the Scheme for local authority purposes or for the purposes shown on the Scheme Map.

These local reserves are set out hereunder:

- (a) Recreation
- (b) Public Purposes
- (c) Civic and Cultural

2.2 Matters to be Considered by the Council

Where an Application for Planning Consent is made with respect to land within a Local Reserve, the Council shall have regard to:

- (a) the objectives as outlined below; and
- (b) the ultimate purpose intended for the reserve;

and the Council shall, in the case of land reserved for the purposes of a public authority, confer with that authority before granting its consent.

2.3 Objectives

2.3.1 The objectives for land shown as Recreation on the Scheme Map are:

- (a) To secure and reserve land for public access and recreation.
- (b) To maintain public recreation areas for the use of sporting and recreation bodies.
- (c) To preserve areas of natural vegetation worthy of retention.
- (d) To provide visual or noise buffer areas between incompatible uses.
- (e) To reflect and protect areas already set aside for National Parks or Crown Reserves.

2.3.2 The objectives for land shown as Public Purposes on the Scheme Map are:

- (a) To protect areas already set aside for public purposes by Crown Reserves.
- (b) To enable the Council to control development in public purpose reserves.

2.3.3 The objectives for land shown as Civic and Cultural on the Scheme Map are:

- (a) To set aside land for community, civic and cultural uses.

2.4 Compensation

2.4.1 Where the Council refuses planning consent for the development of a local reserve on the ground that the land is reserved for local authority purposes or for the purposes shown on the Scheme Map, or grants consent subject to conditions that are unacceptable to the applicant, the owner of the land may, if the land is injuriously affected thereby, claim compensation for such injurious affection.

2.4.2 Claims for such compensation shall be lodged at the office of the Council not later than six months after the date of the decision of the Council refusing planning consent or granting it subject to conditions that are unacceptable to the applicant.

2.4.3 In lieu of paying compensation the Council may purchase the land affected by such decision of the Council at a price representing the unaffected value of the land at the time of refusal of planning consent or of the grant of consent subject to conditions that are unacceptable to the applicant.

Part III Zones

3.1 Zones

3.1.1 There are hereby created the several zones set out hereunder:

- (i) Residential
- (ii) Commercial
- (iii) Industrial
- (iv) Special Use
- (v) Rural/Mining

3.1.2 The zones are delineated and depicted on the Scheme Map according to the legend thereon.

3.2 Objectives

3.2.1 Residential Zone

The use of land in the Residential Zone shall be consistent with the following objectives:

- (a) The zone shall be predominantly residential.
- (b) Non-residential uses shall be compatible in character, scale and operation with the predominant residential use.
- (c) A non-residential use shall only be permitted if the use does not detract from the amenity of the area.

3.2.2 Commercial Zone

The use of land in the Commercial Zone shall be consistent with the following objectives:

- (a) To provide a variety of service functions, predominantly commercial, service, and administrative uses.
- (b) To maintain a compact and accessible centre.
- (c) To centralise commercial and service functions.
- (d) To maintain safety and efficiency of traffic flows and provide for adequate facilities for the storage and circulation of vehicles.
- (e) To preclude the storage of bulky and unsightly goods where they may be in public view.
- (f) To maintain the compatibility with the general streetscape, for all new buildings in terms of scale, height, style, materials, street alignment and design of facades.
- (g) To provide sheltered places for pedestrians.
- (h) To restrict industrial type uses to service or low impact, labour intensive industries that relate to the centre functions.
- (i) To reduce uses attracting large volumes of truck traffic other than to service retail outlets.
- (j) To provide for residential uses only where the uses are combined with a commercial use, e.g. hotel, or where the residential uses occupy a floor level where it is impracticable or inappropriate to establish a shop or office.

3.2.3 Industrial Zone

The use of land in the Industrial Zone shall be consistent with the following objectives:

- (a) To provide a location for diverse industries that would otherwise have a detrimental impact on the other uses in the town.
- (b) To provide a location where separate vehicular access is provided.
- (c) To provide a location for depots, warehouses, and large vehicle parking and servicing areas.

3.2.4 Special Use Zone

The use of land in the Special Use Zone shall be consistent with the following objectives:

- (a) To provide an area where special uses can be operated under the specific control of the Council in order to maintain the safety, health and welfare of surrounding users.
- (b) To enable the Council to impose specific conditions to restrict the use and operation of any development that would normally not fit within the ambit of any other zone in this Scheme.

3.2.5 Rural/Mining Zone

The use of land in the Rural/Mining Zone shall be consistent with the following objectives:

- (a) The zone shall consist of predominantly rural and mining uses.
- (b) To protect land from urban uses that may jeopardise the future use of that land for other planned purposes which are compatible with the zoning.
- (c) To protect the land from closer urban development which would detract from the rural character and amenity of the area.
- (d) To prevent any development which may affect the viability of a holding.
- (e) To provide for and monitor mining activities and its associated works, however restricting the residential component of the activities to the townsite of Mount Magnet.

3.3 Zoning Table

3.3.1 The Zoning Table indicates, subject to the provisions of the Scheme, the several uses permitted in the Scheme Area in the various zones, such uses being determined by cross reference between the list of use classes on the left hand side of the Zoning Table and the list of zones at the top of the Zoning Table.

3.3.2 The symbols used in the cross reference in the Zoning Table have the following meanings:

'P' means that the use is permitted provided it complies with the relevant standards and requirements laid down in the Scheme and all conditions (if any) imposed by the Council in granting planning consent.

'AA' means that the Council may, at its discretion, permit the use.

'SA' means that the Council may, at its discretion, permit the use after notice of application has been given in accordance with Clause 6.2.

3.3.3 Where no symbol appears in the cross reference of a use class against a zone in the Zoning Table a use of that class is not permitted in that zone.

3.3.4 Where in the Zoning Table a particular use is mentioned it is deemed to be excluded from any other use class which by its more general terms might otherwise include such particular use.

3.3.5 If the use of land for a particular purpose is not specifically mentioned in the Zoning Table and cannot reasonably be determined as falling within the interpretation of one of the use classes, the Council may:

- (a) determine that the use is not consistent with the objectives and purpose of the particular zone and is therefore not permitted; or

- (b) determine by absolute majority that the proposed use may be consistent with the objectives and purpose of the zone and thereafter follow the advertising procedures of Clause 6.2 in considering an Application for Planning Consent.

3.4 Additional Uses

Notwithstanding anything contained within the Zoning Table the land specified in Schedule VI may, subject to compliance with any condition specified in the Schedule with respect to the land, be used for the purpose set against that land. The use so specified is in addition to the other uses permitted in the zone in which the land is situated unless any of those uses is excluded or modified by a condition specified in that Schedule.

3.5 Special Use Zone

No person shall use land or any building or structure thereon in a special use zone, except for the purpose set against that land in Schedule II and subject to compliance with any conditions specified in the Schedule with respect to the land.

Table 1 Zoning Table

	Zones				
	Residential	Commercial	Industrial	Special Use	Rural/Mining
1. Additional Accommodation	AA				AA
2. Aged & Dependent Persons' Dwelling	AA				
3. Caravan Park					
4. Caretaker's Dwelling	P	AA	AA		AA
5. Car Park	AA	AA	AA		AA
6. Car Sales Premises		P	AA		
7. Cemeteries/Crematoria					AA
8. Civic Building		AA			
9. Consulting Room	SA	AA			
10. Drive-In Theatre					
11. Dry Cleaning Premises		AA	AA		
12. Educational Establishment					
13. Fish Shop		AA	AA		
14. Fuel Depot			P		
15. Funeral Parlour		AA	AA		
16. Health Centre		P			
17. Home Occupation	AA	AA			AA
18. Hospital					
19. Hotel		P			
20. Industry—Extractive			SA		SA
21. Industry—General			AA		
22. Industry—Hazardous					
23. Industry—Light			P		
24. Industry—Noxious					SA
25. Industry—Rural			P		AA
26. Industry—Service		SA	P		
27. Milk Depot			P		
28. Motel		AA			
29. Motor Repair Station		AA	P		
30. Office		P	AA		
31. Petrol Filling Station		AA	P		
32. Professional Office		P			
33. Public Amusement		P			
34. Public Assembly		P			
35. Public Recreation	P	P	P		P
36. Public Utility	AA	AA	AA		AA
37. Public Worship	SA				AA
38. Radio/TV. Installation	SA	AA	AA		AA
39. Residential Building	AA	AA			
40. Residential—					
Single House	P	AA			P
Attached House	AA				
Grouped Dwelling	AA	AA			
41. Rural Pursuit	AA				P
42. Service Station		AA	P		
43. Shop		P			

Uses as determined by the Council as per Schedule II and the Scheme Map

Table 1 Zoning Table

	Zones				
	Residential	Commercial	Industrial	Special Use	Rural/Mining
44. Showroom		P	P		
45. Sportsground					P
46. Stables					AA
47. Trade Display		AA	P		
48. Transport Depot			P		
49. Zoological Gardens					P

Part IV Non-Conforming Uses

4.1 Non-Conforming Use Rights

No provision of the Scheme shall prevent:

- (a) the continued use of any land or building for the purpose for which it was being lawfully used at the time of coming into force of the Scheme; or
- (b) the carrying out of any development thereon for which, immediately prior to that time, a permit or permits, lawfully required to authorise the development to be carried out, were duly obtained and are current.

4.2 Extension of Non-Conforming Use

A person shall not alter or extend a non-conforming use or erect, alter or extend a building used in conjunction with a non-conforming use without first having applied for and obtained the planning consent of the Council under the Scheme and unless in conformity with any other provisions and requirements contained in the Scheme.

4.3 Change of Non-Conforming Use

Notwithstanding anything contained in the Zoning Table the Council may grant its planning consent to the change of use of any land from one non-conforming use to another use if the proposed use is, in the opinion of the Council, less detrimental to the amenity of the locality than the non-conforming use and is, in the opinion of the Council, closer to the intended uses of the zone or reserve.

4.4 Discontinuance of Non-Conforming Use

4.4.1 When a non-conforming use of any land or building has been discontinued for a period of six months or more such land or building shall not thereafter be used otherwise than in conformity with the provisions of the Scheme.

4.4.2 The Council may effect the discontinuance of a non-conforming use by the purchase of the affected property, or by the payment of compensation to the owner or the occupier or to both the owner and the occupier of that property, and may enter into an agreement with the owner for that purpose.

4.5 Destruction of Buildings

If any building is, at the gazettal date, being used for a non conforming use, and is subsequently destroyed or damaged to an extent of 75% or more of its value, the land on which the building is built shall not thereafter be used otherwise than in conformity with the Scheme, and the buildings shall not be repaired or rebuilt, altered or added to for the purpose of being used for a non-conforming use or in a manner or position not permitted by the Scheme.

Part V Development Requirements

5.1 Development of Land

5.1.1 Subject to Clause 5.1.2 a person shall not commence or carry out development of any land zoned or reserved under the Scheme without first having applied for and obtained the planning consent of the Council under the Scheme.

5.1.2 The planning consent of the Council is not required for the following development of land:

- (a) The development of land in a local reserve, where such land is held by the Council or vested in a public authority;
 - (i) for the purpose for which the land is reserved under the Scheme; or
 - (ii) in the case of land vested for a public utility, for any purpose for which such land may be lawfully used by that authority.

- (b) The erection of a boundary fence except as otherwise required by the Scheme;
- (c) The erection on a lot of a single dwelling house, including ancillary outbuildings, in a zone where the proposed use is designated with the symbol 'P' in the cross-reference to that zone in the Zoning Table, except where the single dwelling house is not the first erected on the lot;
- (d) The carrying out of any works on, in, over or under a street or road by a public authority acting pursuant to the provisions of any Act;
- (e) The carrying out of works for the maintenance, improvement or other alteration of any building, being works which affect only the interior of the building or which do not materially affect the external appearance of the building;
- (f) The carrying out of works urgently necessary in the public safety or for the safety or security of plant or equipment or for the maintenance of essential services.

5.2 Special Design Areas

The following provisions shall apply to all land included in the area designated on the Scheme Maps as a Special Design Area in addition to any other provisions which are more generally applicable to such land under this Scheme.

Prior to considering any development proposal in a Special Design Area the Applicant will provide the Council with adequate information and drawings to;

- (a) ensure that the proposal will be compatible in scale, design and setback to the adjacent buildings.
- (b) ensure that the building materials, textures and colours are sympathetic to the appropriate existing structures in the Special Design Area.
- (c) ensure that existing facades, considered by the Council to be of architectural, historic or heritage value, are retained and enhanced.
- (d) provide suitable shelter for pedestrians using the footpaths along the frontage of land within the Special Design Area.

The Council may request any additional information that it considers necessary to properly assess the proposal.

5.3 Development on Land Subject to Dampness or Flooding

5.3.1 Where, in the opinion of the Council, the dampness of the site on which a building is proposed to be constructed so warrants, the Council may require that one or all of the following measures shall be carried out;

- (a) the subsoil shall be effectively drained;
- (b) the surface of the ground beneath the building shall be regraded or filled and provided with adequate outlets to prevent any accumulation of water beneath the building;
- (c) the surface of the ground beneath the building shall be covered with an approved damp-resisting material.

5.3.2 A building shall not be constructed upon any land defined by the Council as being liable to flooding or inundation.

5.4 Development Table

Any development that is permitted under the provisions of Part II and Part III of this Scheme shall conform to the requirements for that use as specified in Table II—Development Table, or in the Residential Planning Codes for residential development.

Table II—Development Table

Use	Controls	Minimum Boundary Setback (metres)			Maximum Plot Ratio	Minimum Landscaped Area	Minimum Number of Car Parking Bays
		Front	Rear Average	Sides			
Club	*	*	*	0.5	*	1 for every 45m ² of gross floor area.	
Consulting Room	*	*	*	0.4 in Res Zone 0.5 Elsewhere	30 in Res Zone	1 for every 30m ² of gross floor area, plus 1 for each person employed.	
Day Care Centre	7.5	7.5	*	*	*	1 for every employee.	
Educational Establishment	9.0	7.5	5.0	*	30	1 per full time employee, plus bays for students as determined by the Council.	
Funeral Director	*	*	*	*	10	As determined by the Council (minimum 6).	

Table II—Development Table

Use	Minimum Boundary Setback (metres)			Maximum Plot Ratio	Minimum Landscaped Area	Minimum Number of Car Parking Bays
	Front	Rear Average	Sides			
Hall	*	*	*	*	10	1 to every 4 persons whom the building is designed to accommodate.
Hospital	9.0	7.5	5.0	0.4 in Res Zone 0.5 Elsewhere	20	1 per 4 beds and 1 per employee.
Hostel	7.5	7.5	*	*	30	1 per dwelling.
Hotel/Tavern	*	*	*	*	10	1 for every bedroom plus 1 per 2m ² of bar and lounge area.
Industrial—Service	7.5	7.5	*	*	10	1 per 2 employees.
Industrial—Light	7.5	7.5	*	*	10	1 per 2 employees.
Industrial—General	7.5	7.5	*	*	15	1 per 2 employees.
Motel	9.0	7.5	3 per storey	1.0	30	1 per unit, plus 1 space per 25 m ² of service area.
Office	*	*	*	*	*	1 for every 30 m ² plot ratio area.
Professional Office	*	*	*	0.5	*	1 for every 30 m ² plot ratio area.
Restaurant	*	*	*	*	*	1 for every 10 m ² of gross floor area or 1 for every 4 seats provided, whichever is the greater.
Service Station	7.5	7.5	*	*	5	1 for every working bay, plus 1 for each person employed on site.
Shop	*	*	*	*	*	1 for every 15 m ² of gross floor area.
Showroom	*	*	*	*	10	1 for every 100 m ² of gross floor area.
Vehicle Sales	*	*	*	*	5	1 for every 250 m ² of sales area, plus 1 for every person employed on site.

NOTES

- (i) * means 'to be determined by the Council' in each particular case.
(ii) Landscaping to be generally at street frontage.

5.4.1 Development Requirements

Where requirements for a particular use are not set out in this Scheme, the development shall conform to the provisions for the predominant use of the zone in which it is situated, as determined by the Council, or where such provisions are inappropriate, to such requirements as the Council shall determine.

For the purposes of this Clause, the predominant uses in zones and local reserves shall be deemed to be as outlined in their respective objectives.

5.4.2 Combined Uses

Where two or more uses are combined in a single development, the development shall conform to the requirements for each use respectively, or where such requirements are inappropriate, to such requirements as the Council shall determine.

5.5 Development of Land Subject to Non-Conforming Use Rights

5.5.1 Except where otherwise provided, development of non-conforming uses shall be in conformity with the provisions of the Scheme relevant to that use. In a particular case, the Council may require that a non-conforming use comply with the setbacks and other provisions set out for the predominant use of that zone.

5.5.2 Any change of use or development shall be in accordance with Table I PROVIDED THAT the Council may permit:

- (i) minor repairs or maintenance necessary to ensure the safety and health of the public and users of the property;

- (ii) an extension of the buildings subject to the non-conforming use by up to 20% of the floor area of the building existing at the time of gazettal of the Scheme, or by such greater proportion which the Council considers will not prejudice the objectives of this Scheme, provided always that such extension is within the limits of the setbacks in this Scheme.

5.6 Discretion to Modify Development Standards

If a development, other than a residential development, the subject of an application for planning consent, does not comply with a standard or requirement prescribed by the Scheme with respect to that development the Council may, notwithstanding that non-compliance, approve the application unconditionally or subject to such conditions as the Council thinks fit.

The power conferred by this Clause may only be exercised if the Council is satisfied that:

- (a) approval of the proposed development would be consistent with the orderly and proper planning of the locality and the preservation of the amenities of the locality;
- (b) the non-compliance will not have any adverse effect upon the occupiers or users of the development or the inhabitants of the locality or upon the likely future development of the locality; and
- (c) the spirit and purpose of the requirement or standard will not be unreasonably departed from thereby.

5.7 Residential Development

5.7.1 Development in the Residential Zone shall comply with the objectives for that Zone as outlined in Part III and the Residential Planning Codes.

5.7.2(a) For the purpose of the Scheme 'Residential Planning Codes' means the Residential Planning Codes set out in Appendices 2 and 3 to the Statement of Planning Policy No. 1, together with any amendments thereto.

- (b) A copy of the Residential Planning Codes, as amended, shall be kept and made available for public inspection at the offices of the Council.
- (c) Unless otherwise provided for in the Scheme, development of land for any of the residential purposes dealt with by the Residential Planning Codes shall conform to the provisions of those Codes.

5.7.3(a) The Residential Planning Code for land zoned Residential and Commercial shall be R10/R30.

- (b) Residential development shall be permitted at the R10 density, however, the Council may approve developments up to the R30 density as an 'AA' use.
- (c) Any development proposed at a density greater than R10, subject to clause (b) above, will only be considered by the Council if it can be proven that an effective method of effluent disposal, satisfactory to the Council's requirements, can be provided. If this cannot be provided, development of residential use shall be permitted to the R10 code.
- (d) Notwithstanding the right to develop a single house on an existing lot, residential development in the 'Rural' Zone shall comply with the specific requirements of the Council, however these shall not be lesser than those specified for the Residential Planning Code 'R2'.

5.8 Development on Land Abutting a Residential Zone

Any non-residential development on land abutting a Residential Zone shall conform to such standards as the Council determines. These standards shall be assessed on the basis of the potential nuisance of the proposed development on the residential area.

5.9 Commercial Development

5.9.1 Commercial development in the Commercial Zone shall comply with the requirements of Table II and the objectives for that Zone as outlined in Part III.

5.9.2 Loading Docks and access ways shall be provided sufficient in size to wholly contain delivery vehicles on site or within the building and to permit the passage of vehicles from and to the street without backing.

5.9.3 Where the Council considers it appropriate, rear access shall be provided to each tenement, in order to avoid using the front entrance, another tenement or an arcade for service deliveries.

5.10 Industrial Development

5.10.1 Industrial Development in the Industrial Zone shall comply with the requirements of Table II and the objectives for that Zone as outlined in Part III.

5.10.2 The front setback area may be used only for the purposes of landscaping, visitors carparking or access. The Council may approve the use of the front setback area for display or for loading and unloading of vehicles. No material or product may be stored within the front setback area.

5.10.3 Where an open storage area is visible from a public place or street, and is not of a display nature, it shall be screened to the satisfaction of the Council.

5.10.4 Street setback areas shall be landscaped, including an area of not less than one metre wide adjacent to each side boundary, except where an access is shared between adjacent lots. Areas other than the front setback that are visible from a public street or place shall be developed with landscaped open space or screened to the approval of the Council.

5.10.5 Loading Docks and access ways shall be provided sufficient in size to wholly contain delivery vehicles on site or within the building and to permit the passage of vehicles from and to the street without backing.

5.10.6 Where the Council considers it appropriate, rear access shall be provided to each tenement, in order to avoid using the front entrance, another tenement or an arcade for service deliveries.

5.11 Special Use Development

5.11.1 Where Council considers a particular development or use to be incompatible with the predominant uses in other zones, it may require such a development or use be restricted to the Special Use Zone.

5.11.2 Schedule II outlines the restricted uses allowed in the Special Use Zone.

5.11.3 Development in a Special Use Zone shall be permitted in accordance with the requirements of Table II for the use specified on the Scheme Map and outlined in Schedule II, and with any other requirements specified by the Council.

5.12 Rural/Mining Development

Development in the Rural/Mining Zone shall comply with the objectives for that Zone as outlined in Part III, and with such requirements as the Council shall see fit relative to the proposed use.

5.13 Development of Other Structures

Development standards, including the height, area, setbacks and construction materials, for the following structures shall be determined by the Council; an out-building; carport or garage; pergola; shadehouse or conservatory; shed or workshop; any accommodation designed to house livestock, including a kennel, stable, aviary, fowlhouse and pigeon loft.

5.14 Car Parking

5.14.1 Car Parking required to be provided pursuant to the provisions of this Scheme shall be laid out and constructed in accordance with the layouts of parking bays and manoeuvring aisles shown in Schedule IV. Car Parking Layouts, except that where the angles of car parking vary from those shown, Council may determine the width of the manoeuvring aisle which in no case shall be less than four metres. Car Parking bays shall be capable of use independently of each other.

All driveways and parking areas shall be :

- (a) constructed and surfaced to the Council's satisfaction with appropriate measures for drainage and the disposal of surface water, and,
- (b) provided at the time of the development and thereafter maintained to the satisfaction of Council.

5.14.2 Where the Council so decides, it may accept cash payments in lieu of the provision of paved parking spaces but only subject to the following requirements being satisfied:—

- (a) the cash-in-lieu payment shall not be less than the estimated cost to the owner or developer of providing and constructing the parking spaces required by the Scheme, plus the value, as estimated by Council of that area of his land which would have been occupied by the parking space.
- (b) Payments made under this Clause shall be paid into a special fund to be used for the provision of public car parking facilities and the Council may use this Fund to provide public parking facilities anywhere within the proximity of the site in respect of which a cash-in-lieu arrangement is made.
- (c) If an owner or developer shall object to the amount or the costs or values determined by Council pursuant to sub-clause (a), the matter may be referred to arbitration.

5.15 Places of Heritage Value

5.15.1 The places described in Schedule No. V are considered by the Council to be of historic, architectural, scientific, scenic or other value and should be retained in their present state or restored to their original state or to a state acceptable to the Council.

5.15.2 A person shall not without the special approval of the Council at or on a place of heritage value carry out any development including, but without limiting the generality of the foregoing:—

- (a) the erection, demolition or alteration of any building or structure (not including farm fencing, wells, bore or troughs and minor drainage works ancillary to the general rural pursuits in the locality);
- (b) clearing of land or removal of trees associated with a building of Heritage Value;
- (c) the erection of advertising signs;
- (d) clearing of land.

5.15.3 The Council may give its special approval to development at or on a Place of Heritage Value if the development:—

- (a) complies with the land use requirements of the zone in which the development is proposed; and
- (b) complies with the requirements of any policy or code in respect of a Place of Heritage Value.

5.15.4 The Council may give its special approval to the restoration of a Place of Heritage Value notwithstanding that the work involved does not comply with the Residential Planning Codes or with the provisions of the Zoning and Development Table for the zone or area in which the place exists.

5.16 Control of Advertising

5.16.1 Power to Control Advertisements

- (i) For the purpose of this scheme, the erection, placement and display, and, subject to the provisions of Clause 5, the continuance of advertisements is development within the definition of the Act requiring, except as otherwise provided, the prior approval of the Council. Such an approval to planning consent is required in addition to any licence pursuant to the Council's Signs and Hoarding and Bill Posting By-laws.
- (ii) Applications for the Council's planning consent pursuant to this part shall be submitted in accordance with the provisions of Clause 5.1 of the scheme and shall be accompanied by a completed Additional Information Sheet in the form set out at Appendix VI giving details of the advertisement(s) to be erected, placed or displayed on the land.

5.16.2 Existing Advertisements

Advertisements which:—

- (i) were lawfully erected, placed or displayed prior to the approval of this scheme, or
- (ii) may be erected, placed or displayed pursuant to a licence or other approval granted by the Council prior to the approval of this scheme, hereinafter in this Part referred to as 'existing advertisements', may, except as otherwise provided, continue to be displayed or erected and displayed in accordance with the licence or approval as appropriate.

5.16.3 Considerations of Applications

Without limiting the generality of the matters which may be taken into account when making a decision upon an application for planning consent to erect, place or display an advertisement, the Council shall examine each such application in the light of the objectives of the scheme and with particular reference to the character and amenity of the locality within which it is to be displayed.

5.16.4 Exemptions from the Requirement to Obtain Planning Consent

Subject to the Provisions of the Main Roads (Control of Signs) Regulations 1983 and notwithstanding the provisions of Clause 5.16.1, the Council's prior planning consent is not required in respect of those advertisements listed in Schedule VI which for the purpose of this Part are referred to as 'exempted advertisements'.

5.16.5 Discontinuance

Notwithstanding the scheme objectives and Clause 5.16.4, where in the opinion of the Council, an exempted or existing advertisement so seriously conflicts with the objectives of this Part, it may by notice in writing require the advertiser to remove, relocate, adapt, or otherwise modify the advertisement.

5.16.6 Derelict or Poorly Maintained Signs

Where, in the opinion of the Council, an advertisement has been permitted to deteriorate to a point where it conflicts with the objectives of the scheme or it ceases to be effective for the purpose for which it was erected or displayed, the Council may by notice in writing require the advertiser to:—

- (i) repair, repaint or otherwise restore the advertisement to a standard specified by Council in the notice, or
- (ii) remove the advertisement.

5.16.7 Notices

- (i) 'The advertiser' shall be interpreted as any one or any group comprised of the owner, occupier, licensee or other person having interest in or drawing benefit from the display of the advertisement concerned.
- (ii) Any notice served pursuant to Clauses 5.16.5 and 5.16.6 shall be served upon the advertiser and shall specify:
 - (a) the advertisement(s) the subject of the notice,
 - (b) full details of the action or alternative courses of action to be taken by the advertiser to comply with the notice,
 - (c) the period, not being less than 28 days, within which the action specified shall be completed by the advertiser.
- (iii) Any person upon whom a notice is served pursuant to this Part may within a period of 28 days from the date of the notice appeal to the Hon. Minister for Planning or the Town Planning Appeal Tribunal in accordance with Part V of the Act, and where any such appeal is lodged the effect of the notice shall be suspended until a decision on the appeal is known and shall thereafter have effect according to that decision.

5.16.8 Scheme to Prevail

Where the provisions of this Part are found to be at variance with the provisions of the Council's Signs, Hoarding and Bill Posting By-laws, the provisions of the Scheme shall prevail.

5.16.9 Enforcement and Penalties

Any advertiser who:

- (i) erects, places or displays or who permits to be erected, placed or displayed an advertisement otherwise than in accordance with the provisions of this Part: or
- (i) fails to comply with any notice issued pursuant to this Part;

commits an offence and is liable to the remedies available to the Council pursuant to Section 10 of the Act.

Part VI Planning Consent

6.1 Application for Planning Consent

6.1.1 Every Application for Planning Consent shall be made in the form prescribed in Schedule III(a) to the Scheme and shall be accompanied by such plans and other information as is required by the Scheme.

6.1.2 Unless Council waives any particular requirement every Application for Planning Consent shall be accompanied by:

- (a) A plan or plans to a scale of not less than 1:500 showing:
 - (i) Street names, lot number(s), north point, and the dimensions of the site.
 - (ii) The location and proposed use of any existing buildings to be retained and the location and use of buildings proposed to be erected on the site.
 - (iii) The existing and proposed means of access for pedestrians and vehicles to and from the site.
 - (iv) The location, number, dimensions and layout of all carparking spaces intended to be provided.
 - (v) The location and dimensions of any area proposed to be provided for the loading and unloading of vehicles carrying goods or commodities to and from the site and the means of access to and from those areas.
 - (vi) The location, dimensions and design of any landscaped, open storage or trade display area and particulars of the manner in which it is proposed to develop the same;
- (b) Plans, elevations and sections of any building proposed to be erected or altered and of any building it is intended to retain;
- (c) Any other plan or information that the Council may reasonably require to enable the Application to be determined.

6.2 Advertising of Applications

6.2.1 Where an application is made for Planning Consent to commence or carry out development which involves an 'SA' use the Council shall not grant consent to that application unless notice of the application is first given in accordance with the provisions in this Clause.

6.2.2 Where an application is made for Planning Consent to commence or carry out development which involves an 'AA' use, or for any other development which requires the planning consent of the Council, the Council may give notice of the application in accordance with the provisions of this Clause.

6.2.3 Where the Council is required or decides to give notice of an Application for Planning Consent the Council shall cause one or more of the following to be carried out:

- (a) Notice of the proposed development to be served on the owners and occupiers of land within an area determined by the Council as likely to be affected by the granting of Planning Consent stating that submissions may be made to the Council within twenty-one days of the service of such notice;
- (b) Notice of the proposed development to be published in a newspaper circulating in the Scheme area stating that submissions may be made to the Council within twenty-one days from the publication thereof;
- (c) A sign or signs displaying notice of the proposed development to be erected in a conspicuous position on the land for a period of twenty-one days from the date of publication of the notice referred to in paragraph (b) of this Clause.

6.2.4 The notice referred to in Clause 6.2.3(a) and (b) shall be in the form contained in Schedule III(b) with such modifications as circumstances require.

6.2.5 After expiration of twenty-one days from the serving of notice of the proposed development, the publication of notice or the erection of a sign or signs, whichever is the later, the Council shall consider and determine the application.

6.3 Determination of Applications

6.3.1 In determining an Application for Planning Consent the Council may consult with any authority which, in the circumstances, it thinks appropriate.

6.3.2 The Council having regard to any matter which it is required by the Scheme to consider, to the purpose for which the land is reserved, zoned or approved for use under the Scheme, to the purpose for which land in the locality is used, and to the orderly and proper planning of the locality and the preservation of the amenities of the locality, may refuse to approve any Application for Planning Consent or may grant its approval unconditionally or subject to such conditions as it thinks fit.

6.3.3 The Council shall issue its decision in respect of an Application for Planning Consent in the form prescribed in Schedule III(c) to the Scheme.

6.3.4 Where the Council approves an Application for Planning Consent under this Scheme the Council may limit the time for which that consent remains valid.

6.4 Deemed Refusal

6.4.1 Where the Council has not within sixty days of the receipt by it of an Application for Planning Consent either conveyed its decision to the applicant or given notice of the Application in accordance with Clause 6.2 the Application may be deemed to have been refused.

6.4.2 Where the Council has given notice of an Application for Planning Consent in accordance with Clause 6.2 and where the Council has not within ninety days of receipt by it of the Application conveyed its decision to the applicant, the Application may be deemed to have been refused.

6.4.3 Notwithstanding that an Application for Planning Consent may be deemed to have been refused under Clauses 6.4.1 or 6.4.2 the Council may issue a decision in respect of the Application at any time after the expiry of the sixty day or ninety day period specified in those Clauses, as the case may be.

Part VII Administration

7.1 Powers of the Scheme

The Council in implementing the Scheme has, in addition to all other powers vested in it, the following powers:

- (a) The Council may enter into any agreement with any owner, occupier or other person having an interest in land affected by the provisions of the Scheme in respect of any matters pertaining to the Scheme;
- (b) The Council may acquire any land or buildings within the district pursuant to the provisions of the Scheme or the Act. The Council may deal with or dispose of any land which it has acquired pursuant to the provisions of the Scheme or the Act in accordance with Law and for such purpose may make such agreements with other owners as it considers fit;
- (c) An officer of the Council, authorised by the Council for the purpose, may at all reasonable times enter any building or land for the purpose of ascertaining whether the provisions of the Scheme are being served.

7.2 Offences

7.2.1 A person shall not erect, alter or add to or commence to erect, alter or add to a building or use or change the use of any land, building or part of a building for any purpose:

- (a) otherwise than in accordance with the provisions of the Scheme;
- (b) unless all consents required by the Scheme have been granted and issued;
- (c) unless all conditions imposed upon the grant and issue of any consent required by the Scheme have been and continue to be complied with;
- (d) unless all standards laid down and all requirements prescribed by the Scheme or determined by the Council pursuant to the Scheme with respect to that building or that use of that land or building or that part have been and continue to be complied with.

7.2.2 A person who fails to comply with any of the provisions of the Scheme is guilty of an offence and without prejudice to any other remedy given herein is liable to the penalties prescribed by the Act.

7.3 Notices

7.3.1 Twenty-eight (28) days written notice is hereby prescribed as the notice to be given pursuant to Section 10 of the Act.

7.3.2 The Council may recover expenses under Section 10(2) of the Act in a Court of competent jurisdiction.

7.4 Claims for Compensation

Except where otherwise provided in the Scheme, the time limit for the making of claims for compensation pursuant to Section 11 (1) of the Act is six (6) months after the date of publication of the Scheme in the *Government Gazette*.

7.5 Appeals

An applicant aggrieved by a decision of the Council in respect of the exercise of a discretionary power under the Scheme may appeal in accordance with Part V of the Act and the Rules and Regulations made pursuant to the Act.

7.6 Power to Make Policies

7.6.1 In order to achieve the objectives of the Scheme, the Council may make Town Planning Scheme Policies relating to parts or all of the Scheme Area and relating to one or more of the aspects of the control of development.

7.6.2 A Town Planning Scheme Policy shall become operative only after the following procedures have been completed:

- (a) The Council having prepared and having resolved to adopt a Draft Town Planning Scheme Policy, shall advertise a summary of the Draft Policy once a week for two consecutive weeks in a newspaper circulating in the area giving details of where the Draft Policy may be inspected and where, in what form, and during what period (being not less than 21 days) representations may be made to the Council.
- (b) The Council shall review its Draft Town Planning Scheme Policy in the light of any representations made and shall then decide to finally adopt the Draft Policy with or without amendment, or not proceed with the Draft Policy.
- (c) Following final adoption of a Town Planning Scheme Policy, details thereof shall be advertised publicly and a copy kept with the Scheme Documents for inspection during normal office hours.

7.6.3 A Town Planning Scheme Policy may only be altered or rescinded by:

- (a) Preparation and final adoption of a new Policy pursuant to this clause, specifically worded to supersede an existing policy.
- (b) Publication of a formal notice of rescission by the Council twice in a newspaper circulating in the area.

7.6.4 A Town Planning Scheme Policy shall not bind the Council in respect of any application for planning consent but the Council shall take into account the provisions of the Policy and objectives which the Policy was designed to achieve before making its decision.

Schedule I—Interpretations

Abattoir: means land and buildings used for the slaughter of animals for human consumption and the treatment of carcasses, offal and by-products.

Absolute Majority: shall have the same meaning as is given to it in and for the purposes of the Local Government Act 1960 (as amended).

Act: means the Town Planning and Development Act, 1928 (as amended).

Advertisement: means any word, letter, model, sign, placard, board, notice device or representation, whether illuminated or not, in the nature of, and employed wholly or partly for the purposes of, advertisement, announcement or direction, and includes any hoarding or similar structure used, or adapted for use, for the display of advertisements; and Advertising Sign shall be construed accordingly but does not include:

- (a) an advertising sign of less than 2 m² in area relating to the carrying out of building or similar work on the land on which it is displayed, not being land which is normally used for those purposes;
- (b) an advertising sign of less than 2 m² in area announcing a local event of a religious, educational, cultural, political, social or recreational character not promoted or carried on for commercial purposes;
- (c) an advertising sign of less than 2 m² in area relating to the prospective sale or letting of the land or building on which it is displayed;
- (d) an advertising sign exhibited upon any land vested in or owned by the Minister for Railways which is directed only to persons upon or entering a railway station or platform or bus station; and
- (e) directional signs, street signs and other like signs erected by a public authority.

Amusement Facility: means land and buildings, open to the public, used for not more than two amusement machines where such use is incidental to the predominant use.

Amusement Machine: means a machine, device or games table, mechanically or electronically powered, that releases or makes available balls, discs or other items for projection in or on the machine by the use of springs, flippers, paddles or cues, or electronic devices which are controlled or partly controlled by computer associated with the electronic screen(s) operated by one or more players for amusement or recreation.

Amusement Parlour: means land and buildings, open to the public, where the predominant use is amusement by amusement machines and where there are more than two amusement machines operating within the premises.

Battle-axe Lot: means a lot having access to a public road by means of an access strip included in the Certificate of Title of that lot.

Betting Agency: means a building operated in accordance with the Totalisator Agency Board Betting Act, 1960 (as amended).

Boarding House: means a building in which provision is made for lodging or boarding more than four persons, exclusive of the family of the keeper, for hire or reward, but does not include:

- (a) premises the subject of an Hotel, Limited Hotel or Tavern Licence granted under the provisions of the Liquor Act, 1970 (as amended);
- (b) premises used as a boarding school approved under the Education Act, 1928 (as amended);
- (c) a single or attached house, grouped or multiple dwelling;
- (d) any building that is the subject of a strata title issued under the provisions of the Strata Titles Act, 1985 (as amended).

Builder's Storage Yard: means land and buildings used for the storage of building material, pipes, or other similar items related to any trade; and may include manufacture, assembly and dismantling processes incidental to the predominant use.

Building: shall have the same meaning as is given to it in and for the purposes of the Residential Planning Codes.

Building Envelope: means an area of land within a lot marked on a plan forming part of the Scheme outside which building development is not permitted.

Building Line: means the line between which and any public place or public reserve a building may not be erected except by or under the authority of an Act.

Building Setback: means the shortest horizontal distance between a boundary or other specified point and the position at which a building may be erected.

Camping Area: means land used for the lodging of persons in tents or other temporary shelter.

- Car Sales Premises:** means land and buildings used for the sale and display of cars, whether new or second-hand, but does not include a workshop.
- Caravan Park:** means land and buildings used for the parking of caravans under the By-laws of the Council or the Caravan Parks and Camping Grounds Regulations, 1974 (as amended) made pursuant to the provisions of the Health Act, 1911-1979 (as amended).
- Caretaker's Dwelling:** means a building used as a dwelling by a person having the care of the building, plant, equipment or grounds associated with an industry, business, office or recreation area carried on or existing on the same site.
- Car Park:** means land and buildings used primarily for parking private cars or taxis whether open to the public or not but does not include any part of a public road used for parking or for a taxi rank, or any land or buildings in which cars are displayed for sale.
- Cattery:** means the use of an approved outbuilding constructed in accordance with the Health Act Model By-laws Series 'A' Part One—General Sanitary Provisions (as amended) for the purpose of keeping more than three (3) cats over the age of three (3) months.
- Cemeteries/Crematoria:** means land and buildings used for the storage and disposal of bodies by burning or burial, or both.
- Civic Building:** means a building designed, used or intended to be used by a Government Department, an instrumentality of the Crown, or the Council as offices or for the administrative or other like purpose.
- Civic Use:** means land and buildings used by a Government Department, an instrumentality of the Crown, or the Council, for administrative, recreational or other purpose.
- Club Premises:** means land and buildings used or designed for use by a legally constituted club or association or other body of persons united by a common interest whether such building or premises be licensed under the provisions of the Liquor Act, 1970 (as amended) or not and which building or premises are not otherwise classified under the provisions of the Scheme.
- Commission:** means the State Planning Commission constituted under the State Planning Commission Act, 1985.
- Community Home:** means a building used primarily for living purposes by a group of physically or intellectually handicapped or socially disadvantaged persons living together with or without paid supervision or care and managed by a constituted community based organisation, a recognised voluntary charitable or religious organisation, a government department or instrumentality of the Crown.
- Consulting Rooms:** means a building (other than a hospital or medical centre) used by no more than two practitioners who are legally qualified medical practitioners or dentists, physiotherapists, chiropractors, and persons ordinarily associated with a practitioner, in the prevention or treatment of physical or mental injuries or ailments, and the two practitioners may be of the one profession or any combination of professions or practices.
- Consulting Rooms Group:** means a building (other than a hospital or medical centre) used by more than two practitioners who are legally qualified medical practitioners or dentists, physiotherapists, chiropractors and persons ordinarily associated with a practitioner, in the prevention, investigation or treatment of physical or mental injuries or ailments, and the practitioners may be of the one profession or any combination of professions or practices.
- Convenience Store:** means land and buildings used for the retail sale of convenience goods being those goods commonly sold in supermarkets, delicatessens and newsagents but including the sale of petrol and operated during hours which include but which may extend beyond normal trading hours and providing associated parking. The buildings associated with a convenience store shall not exceed 200 sq.m. gross leasable area.
- Day Care Centre:** means land and building used for the daily or occasional care of children in accordance with the Child Welfare (Care Centres) Regulations, 1968 (as amended).
- Development:** shall have the same meaning given to it in and for the purposes of the Act.
- Display Home Centre:** means a group of two or more dwellings which are intended to be open for public inspection.
- District:** means the Municipal District of the Shire of Mount Magnet.
- Dog Kennels:** means land and buildings used for the boarding and breeding of dogs where such premises are registered or required to be registered by the Council; and may include the sale of dogs where such use is incidental to the predominant use.
- Drive-In Theatre:** means land and buildings used to make provision for an audience to view the entertainment while seated in motor vehicles.
- Dry Cleaning Premises:** means land and buildings used for the cleaning of garments and other fabrics by chemical processes.
- Educational Establishment:** means a school, college, university, technical institute, academy or other educational centre, but does not include a reformatory or institutional home.
- Effective Frontage:** means the width of a lot at the minimum distance from the street alignment at which buildings may be constructed, and shall be calculated as follows:
- (a) where the site boundaries of a lot are parallel to one another, the length of a line drawn at right angles to such boundaries;

- (b) where the side boundaries of a lot are not parallel to one another, the length of a line drawn parallel to the street frontage and intersecting the side boundaries at the minimum distance from the street alignment at which buildings may be constructed;
- (c) where a lot is of such irregular proportions or on such a steep grade that neither of the foregoing methods can reasonably be applied, such length as determined by the Council.

Factory Unit Building: means an industrial building designed, used or adopted for use as two or more separately occupied production or storage areas.

Family Care Centre: means land and buildings used for the purpose of a Family Care Centre as defined in Child Welfare (Care Centres) Regulations, 1968 (as amended).

Fast Food Outlet: means land and buildings used for the preparation, sale and serving of food to customers in a form ready to be eaten without further preparation, primarily off the premises, but does not include a fish shop.

Fish Shop: means a building where wet fish and similar foods are displayed and offered for sale.

Frontage: means the boundary line or lines between a site and the street or streets upon which the site abuts.

Fuel Depot: means land and building used for the storage and sale in bulk of solid or liquid gaseous fuel, but does not include a service station.

Funeral Parlour: means land and buildings occupied by an undertaker where bodies are stored and prepared for burial or cremation.

Garden Centre: means land and buildings used for the sale and display of garden products, including garden ornaments, plants, seeds, domestic garden implements and motorized implements and the display but not manufacture of prefabricated garden buildings.

Gazettal Date: means the date of which this Scheme is published in the *Government Gazette*.

Gross Leasable Area: means in relation to a building, the area of all floors capable of being occupied by a tenant for his exclusive use, which area is measured from the centre lines of joint partitions or walls and from the outside faces of external walls or the building alignment, including shop fronts, basements, mezzanines and storage areas.

Harbour Installations: means land and buildings used for and incidental to the purposes of loading, unloading and maintaining ships.

Health Studio/Centre: means land and buildings designed and equipped for physical exercise, recreation and sporting activities including outdoor recreation.

Home Occupation: means a business or activity carried on with the written permission of the Council within a dwelling house or the curtilage of a house by a person resident therein or within a domestic outbuilding by a person resident in the dwelling house to which it is appurtenant that:

- (a) does not cause injury to or prejudicially affect the amenity of the neighbourhood including (but without limiting the generality of the foregoing) injury, or prejudicial affection due to the emission of light, noise, vibration, electrical interference, smell, fumes, smoke, vapour, steam, soot, ash, dust, grit, oil, liquid wastes or waste products or the unsightly appearance of the dwelling house or domestic outbuilding on the land on which the business is conducted;
- (b) does not entail employment of any person not a member of the occupier's family;
- (c) does not occupy an area greater than twenty square metres;
- (d) does not require the provision of any essential service main of a greater capacity than normally required in the zone in which it is located;
- (e) does not display a sign exceeding 0.2 sq.m. in area.
- (f) in the opinion of the Council it is compatible with the principal uses to which land in the zone it is located may be put and will not in the opinion of the Council generate a volume of traffic that would prejudice the amenity of the area;
- (g) does not entail the presence, use or calling of a vehicle of more than two tonnes tare weight;
- (h) does not entail the presence of more than one commercial vehicle and does not include provision for the fuelling or repairing of motor vehicles within the curtilage of the dwelling house or domestic outbuilding;
- (i) does not entail the offering for sale or display of motor vehicles, machinery or goods (other than goods manufactured or serviced on the premises); and
- (j) does not entail a source of power other than an electric motor of not more than 0.373 kilowatts (0.5 hp).

Hospital: means a building in which persons are received and lodged for medical treatment or care and includes a maternity hospital.

Hospital Special Purposes: means a building used or designed for use wholly or principally for the purpose of a hospital or sanatorium for the treatment of infectious or contagious diseases, or hospital for the treatment of the mentally ill or similar use.

Hostel: means a lodging house which is not open to the public generally but is reserved for use solely by students and staff of educational establishments, members of societies, institutes or associations.

Hotel: means land and buildings providing accommodation for the public the subject of an Hotel Licence granted under the provisions of the Liquor Act 1970 (as amended).

Industry: means the carrying out of any process in the course of trade or business for gain, for and incidental to one or more of the following:

- (a) the winning, processing or treatment of minerals;
- (b) the making, altering, repairing, or ornamentation, painting, fishing, cleaning, packing or canning or adapting for sale, or the breaking up or demolition of any article or part of an article;
- (c) the generation of electricity or the production of gas;
- (d) the manufacture of edible goods;

and includes, when carried out on land upon which the process is carried out and in connection with that process, the storage of goods, any work of administration or accounting, or the wholesaling of goods resulting from the process, and the use of land for the amenity of persons engaged in the process;

but does not include:

- (i) the carrying out of agriculture;
- (ii) site work on buildings, work or land;
- (iii) in the case of edible goods the preparation of food for sale from the premises;
- (iv) panel beating, spray painting or motor vehicle wrecking.

Industry—Cottage: means an industry which produces arts and craft goods which cannot be carried out under the provisions relating to a "home occupation" and that:

- (a) does not cause injury to or prejudicially affect the amenity of the neighbourhood including (but without limiting the generality of the foregoing) injury, or prejudicial affection, due to the emission of light, noise, vibration, steam, soot, ash, dust, grit, oil, liquid waste or waste products;
- (b) where operated in a Residential Zone, does not entail the employment of any person not a member of the occupier's family normally resident on the land;
- (c) is conducted in an outbuilding which is compatible to the zone and its amenity and does not occupy an area in excess of 55 m²;
- (d) does not require the provision of any essential service main of a greater capacity than normally required in the zone in which it is located; and
- (e) does not display a sign exceeding 0.2 m² in area.

Industry—Extractive: means an industry which involves:

- (a) the extraction of sand, gravel, clay, turf, soil, rock, stone, minerals, or similar substance from the land, and also the storage, treatment or manufacture of products from those materials is extracted or on land adjacent thereto; or
- (b) the production of salt by the evaporation of sea water.

Industry—General: means an industry other than a cottage, extractive, hazardous, light, noxious, rural or service industry.

Industry—Hazardous: means an industry which by reason of the processes involved or the method of manufacture or the nature of the materials used or produced requires isolation from other buildings.

Industry—Light: means an industry:

- (a) in which the processes carried on, the machinery used, and the goods and commodities carried to and from the premises will not cause any injury to, or will not adversely affect the amenity of the locality by reason of the emission of light, noise, electrical interference, vibration, smell, fumes, smoke, vapour, steam, soot, ash, dust, waste water or other waste products; and
- (b) the establishment of which will not or the conduct of which does not impose an undue load on any existing or projected service for the supply or provision of water, gas, electricity, sewerage facilities, or any other like services.

Industry—Noxious: means an industry in which the processes involved constitute an offensive trade within the meaning of the Health Act 1911-1979 (as amended), but does not include a fish shop, dry cleaning premises, marine collectors yard, laundromat, piggery or poultry farm.

Industry—Rural: means an industry handling, treating, processing or packing primary products grown, reared or produced in the locality, and a workshop servicing plant or equipment used for rural purposes in the locality.

Industry—Service: means a light industry carried out on land or in buildings which may have a retail shop front and from which goods manufactured on the premises may be sold; or land and buildings having a retail shop front and used as a depot for receiving goods to be serviced.

- Kindergarten:** means land and buildings used as a school for developing the intelligence of young children by object lessons, toys, games, singing and similar methods.
- Land:** shall have the same meaning given to it in and for the purposes of, the Act.
- Laundromat:** means a building, open to the public in which coin-operated or other washing machines, with or without provision for drying clothes, are available for use.
- Liquor Store:** means a building the subject of a Store Licence granted under the provisions of the Liquor Act 1970 (as amended).
- Lodging House:** shall have the same meaning as is given to it in and for the purposes of the Health Act 1911-1979 (as amended).
- Lot:** shall have the same meaning given to it in and for the purposes of, the Act and 'allotment' has the same meaning.
- Marina:** means premises at which berths or pens, and fuelling, servicing, repairing, storage (including storage on land) and other facilities for boats are provided, with or without the sale of boating gear and equipment, and includes all jetties, piers, embankments, quays and moorings appurtenant thereto and all offices and storerooms used in connection therewith.
- Marine Collectors Yard:** means land and buildings used for the storage of marine stores under the provisions of the Marine Stores Act 1902 (as amended) and Marine Dealer's Yard and Marine Store have the same meaning.
- Marine Filling Station:** means land and buildings used for the storage and supply of liquid fuels and lubricants for marine craft, but in which no industry is carried on; but does not include a service station.
- Market:** means land and buildings used for a fair, a farmer's or producer's market, or a swapmeet in which the business or selling carried on or the entertainment provided is by independent operators or stallholders carrying on their business or activities independently of the market operator save for the payment where appropriate of a fee or rental.
- Medical Centre:** means a building (other than a hospital) that contains or is designed to contain facilities not only for the practitioner or practitioners mentioned under the interpretations of consulting rooms but also for ancillary services such as chemists, pathologists and radiologists.
- Milk Depot:** means land and buildings to which milk is delivered for distribution to consumers but in which milk is not processed or pasturised.
- Mobile Home:** means any vehicle or similar relocatable structure having been manufactured with wheels (whether or not such wheels have been removed) and having no footings other than wheels, jacks or skirtings, and so designed or constructed as to permit independent occupancy for continuous dwelling purposes incorporating its own facilities including bathroom and toilet facilities.
- Mobile Home Park:** means land upon which two or more mobile homes, occupied for dwelling purposes, are located regardless of whether or not a charge is made for such accommodation.
- Motel:** means land and buildings used or intended to be used to accommodate patrons in a manner similar to an Hotel or Boarding House but in which special provision is made for the accommodation of patrons with motor vehicles.
- Motor Vehicle and Marine Sales Premises:** means land and buildings used for the display and sale of new or second-hand motorcycles, cars, trucks, caravans and boats or any one or more of them and may include the servicing of motor vehicles sold from the site.
- Motor Vehicle Hire Station:** means land and buildings used for the hiring out of motor vehicles and when conducted on the same site, the storage and cleaning of motor vehicles for hire but does not include mechanical repair or servicing of such vehicles.
- Motor Vehicle Repair Station/Motor Repair Station:** means land and buildings used for the mechanical repair and overhaul of motor vehicles including tyre recapping, retreading, panel beating, spray painting and chassis reshaping.
- Motor Vehicle Wash Station:** means land and buildings where vehicles are washed and cleaned by or primarily by mechanical means.
- Motor Vehicle Wrecking Premises:** means land and buildings used for the storage, breaking up or dismantling of motor vehicles and includes the sale of second-hand motor vehicle accessories and spare parts.
- Museum:** means land and buildings used for storing and exhibiting objects illustrative of antiquities, natural history, art, nature and curiosities.
- Non-Conforming Use:** means a use of land which, though lawful immediately prior to the coming into operation of this Scheme, is not in conformity with the Scheme.
- Nursery:** means land and buildings used for the propagation, rearing and sale of products associated with horticultural and garden decor.
- Office:** means a building used for the conduct of administration, the practice of a profession, the carrying on of agencies, banks, typist and secretarial services, and services of a similar nature.
- Owner:** in relation to any land includes the Crown and every person who jointly or severally whether at law or in equity:
- (a) is entitled to the land for an estate in fee simple in possession; or

- (b) is a person to whom the Crown has lawfully contracted to grant the fee simple of the land; or
- (c) is a lessor or licensee from the Crown; or
- (d) is entitled to receive or is in receipt of, or if the land were let to a tenant, would be entitled to receive the rents and profits thereof, whether as a beneficial owner, trustee, mortgagee in possession, or otherwise.
- Petrol Filling Station:** means land and buildings used for the supply of petroleum products and motor vehicle accessories.
- Piggery:** shall have the same meaning given to it in and for the purposes of the Health Act 1911-1979 (as amended).
- Places of Natural Beauty:** means the natural beauties of the area including rivers, lakes and other inland waters, banks of rivers, foreshores of harbours and other parts of the sea, hill slopes and summits and valleys.
- Plot Ratio:** means the ratio of the gross total of the areas of all floors to the area of land within the site boundaries and in calculating the gross total of the areas of all floors the areas shall be measured over any walls but shall not include lift shafts, stairs or stair landings, machinery rooms, air conditioning, equipment rooms, non-habitable floor space in basements, areas used exclusively for the parking of wheeled vehicles at or below ground level, lobbies or amenities common to more than 1 dwelling or private open balconies of not more than 2.4 m depth;
- Potable Water:** means water in which levels of physical, chemical and bacteriological constituents do not exceed the maximum permissible levels set out in 'International Standards for Drinking Water—Third Edition, World Health Organisation—1971'.
- Poultry Farm:** means land and buildings used for hatching, rearing or keeping of poultry for either egg or meat production which does not constitute an offensive trade within the meaning of the Health Act 1911-1979 (as amended).
- Prison:** shall have the same meaning given to it in and for the purposes of the Prisons Act 1981 (as amended).
- Private Hotel:** means land and buildings used for the residential purposes the subject of a Limited Hotel Licence granted under the provisions of the Liquor Act 1970 (as amended).
- Private Recreation:** means land used for parks, gardens, playgrounds, sports arenas, or other grounds for recreation which are not normally open to the public without charge.
- Produce Store:** means land and buildings wherein fertilisers and grain are displayed and offered for sale.
- Professional Office:** means a building used for the purposes of his profession by an accountant, architect, artist, author, barrister, chiropodist, consular official, dentist, doctor, engineer, masseur, nurse, physiotherapist, quantity surveyor, solicitor, surveyor, teacher (other than a dancing teacher or a music teacher), town planner, or valuer, or a person having an occupation of a similar nature, and Professional Person has a corresponding interpretation.
- Public Amusement:** means land and buildings used for the amusement or entertainment of the public, with or without charge.
- Public Assembly—Place of:** means any special place of assembly including grounds for athletics, all sports grounds with spectator provision, racecourses, trotting tracks, or showgrounds.
- Public Authority:** shall have the same meaning given to it in and for the purposes of the Act.
- Public Mall:** means any public street or right-of-way designed especially for pedestrians who shall have right of way and vehicle access shall be restricted to service vehicles at times specified by the Council.
- Public Recreation:** means land used for a public park, public gardens, foreshore reserve, playground or other grounds for recreation which are normally open to the public without charge.
- Public Utility:** means any work or undertaking constructed or maintained by a public authority or the Council as may be required to provide water, sewerage, electricity, gas, drainage, communications or other similar services.
- Public Worship—Place Of:** means land and buildings used for the religious activities of a church but does not include an institution for primary, secondary, or higher education, or a residential training institution.
- Radio and TV Installation:** means land and buildings used for the transmission, relay and reception of signals and pictures, both commercial and domestic, but does not include domestic radio and television receivers.
- Residential Building:** means a building or portion of a building, together with rooms and outbuildings separate from such building but ancillary thereto; such building being used or intended, adapted or designed to be used for the purpose of human habitation,
- temporarily by two or more persons, or
 - permanently by seven or more persons,
- who do not comprise a single family; but does not include a hospital or sanatorium, a prison, a hotel, a motel, or a residential school.
- Reception Centre:** means land and buildings used by parties for functions on formal or ceremonious occasions, but not for unhosted use for general entertainment purposes.

Reformatory: means land and buildings used for the confinement or detention in custody of juvenile offenders against the law with a view to their reformation.

Restaurant: means a building wherein food is prepared for sale and consumption within the building and the expression shall include a licensed restaurant, and a restaurant at which food for consumption outside the building is sold where the sale of food for consumption outside the building is not the principal part of the business.

Restoration: means any work or process on at or in respect of a building structure or place which wholly or partly brings back the building structure or place to its original condition or which reinstates its historic or natural character either by rebuilding or repairing its fabric or by removing accretions or additions.

Rural Pursuit: means the use of land for any of the purposes set out hereunder and shall include such buildings normally associated therewith:

- (a) the growing of vegetables, fruit, cereals or food crops;
- (b) the rearing or agistment of goats, sheep, cattle or beasts of burden;
- (c) the stabling, agistment or training of horses;
- (d) the growing of trees, plants, shrubs, or flowers for replanting in domestic, commercial or industrial gardens;
- (e) the sale of produce grown solely on the lot;

but does not include the following except as approved by the Council:

- (i) the keeping of pigs;
- (ii) poultry farming;
- (iii) the processing, treatment or packing of produce;
- (iv) the breeding, rearing or boarding of domestic pets.

Salvage Yard: means land and buildings used for the storage and sale of materials salvaged from the erection, demolition, dismantling or renovating of, or fire or flood damage to structures including (but without limiting the generality of the foregoing) buildings, machinery, vehicles and boats.

Sawmill: means land and buildings where logs or large pieces of timber are sawn but does not include a joinery works unless logs or large pieces of timber are sawn therein.

Schedule: means a schedule to the Scheme.

Service Station: means land and buildings used for the supply of petroleum products and motor vehicle accessories and for carrying out greasing, tyre repairs and minor mechanical repairs and may include a cafeteria, restaurant or shop incidental to the primary use; but does not include transport depot, panel beating, spray painting, major repairs or wrecking.

Shared Dwelling: means a building used primarily for living purposes by not more than five persons residing therein as a single household; the term also includes such outbuildings and recreational uses and gardens as are ordinarily used therewith, but does not include a private hotel, motel or boarding house.

Shop: means a building wherein goods are kept, exposed or offered for sale by retail, but does not include a bank, fuel depot, market, service station, milk depot, marine collector's yard, timber yard or land and buildings used for sale of vehicles or for any purpose falling within the definition of industry.

Showroom: means a building wherein goods are displayed and may be offered for sale by wholesale and/or by retail, excluding the sale by retail of: foodstuffs, liquor or beverages; items of clothing or apparel; magazines, books or paper products; medical or pharmaceutical products; china, glassware or domestic hardware; and items of personal adornment.

Sports Ground: means any land used for any sport; but does not include land within the curtilage of a dwelling, if not used commercially.

Stables: means land, buildings and appurtenances thereto used for the keeping and agistment of livestock.

Tavern: means land and buildings the subject of a Tavern Licence granted under the provisions of the Liquor Act 1970 (as amended).

Trade Display: means land and buildings used for the display of trade goods and equipment for the purposes of advertisement.

Transport Depot: means land and buildings used for the garaging of motor vehicles used or intended to be used for carrying goods or persons for hire or reward or for any consideration, or for the transfer of goods or persons from one such motor vehicle to another of such motor vehicle and includes maintenance, management and repair of the vehicles used, but not of other vehicles.

Veterinary Consulting Rooms: means a building in which a veterinary surgeon or veterinarian treats the minor ailments of domestic animals and household pets as patients but in which animals or pets do not remain overnight.

Veterinary Hospital: means a building used in connection with the treatment of sick animals and includes the accommodation of sick animals.

Warehouse: means a building wherein goods are stored and may be offered for sale by wholesale.

Wayside Stall: means a building situated on private land which offers for sale to the general public produce or any commodity which is produced on the land upon which the buildings are located.

Wholesale: means the sale of any goods to any person or persons other than the ultimate consumer of those goods by a person or his trustee, registered as a 'wholesale merchant' for Sales Tax purposes under the provisions of the Sales Tax Assessment Act No. 1, 1930 (as amended).

Wine House: means land and buildings the subject of a Wine House Licence granted under the provisions of the Liquor Act 1970 (as amended).

Zone: means a portion of the Scheme Area shown on the Scheme Map by distinctive colouring, patterns, symbols, hatching, or edging for the purpose of indicating the restrictions imposed by the Scheme on the erection and use of buildings or the use of land, but does not include reserved land.

Zoological Gardens: means land and buildings used for the keeping, breeding or display of fauna and the term includes Zoo but does not include kennels or keeping, breeding or showing of domestic pets.

Schedule II
Schedule of Uses in Special Use Zone

Lot Description	Permitted Special Use	Scheme Map Designation
3072 lots 67 and 68 Attwood Street, Mount Magnet	Church	Ch
Ptns Lots 51 and 52 Attwood Street, Mount Magnet	Church	Ch
Lot 186 Attwood Street, Mount Magnet	Church	Ch
40557, Lot 551 and un-titled lot opposite Broad Street, Mount Magnet	Single Persons Quarters	SPQ
40558, Lot 552 and 40559, Lot 553 Priestley Street, Mount Magnet	Single Persons Quarters	SPQ
Ptn. 6834, Lot 503 Welcome Street, Mount Magnet	Single Persons Quarters	SPQ
Priestley Street, Mount Magnet	Single Persons Quarters	SPQ
Lot 400 Watson Street, Mount Magnet	Single Persons Quarters	SPQ
Priestley and Naughton Streets, Mount Magnet	Caravan Park and ancillary uses	CP
Watson Street, Mount Magnet	Aboriginal Village and associated uses	AV
Cnr Priestley and Naughton Streets, Mount Magnet	Motel	M
Cnr Naughton and Proposed Bypass, Mount Magnet	Service Station and Roadhouse	SS

Schedule III (a)

Form 1

Shire of Mount Magnet
Town Planning Scheme No. 1
Application for Planning Consent

Name of Owner of Land on which development proposed } Surname

Christian Name

Address in Full

Submitted by

Address for Correspondence

Locality of Development

Titles Office Description of Land:

Lot No. Street Loc. No

Plan or Diagram Certificate of Title Vol. Fol.

The type of development and the nature of the proposed buildings are as follows:

.....

.....

.....

The approximate cost of proposed development is

The estimated time of completion is

The approximate number of persons to be employed when the development is completed is
Three copies of the Site Plan and other necessary plans of the proposals are submitted with this application.

.....
Signed by the Owner of the Land.

NOTE: A separate application is required to be submitted to the Council for a building license (where applicable).

Schedule III (b)
Shire of Mount Magnet
Town Planning Scheme No. 1
Notice of Application for Planning Consent

To The Occupier/Owner

In accordance with the provisions of this Scheme the Council of the Shire of Mount Magnet hereby gives you notice that an Application for Planning Consent has been received as detailed below. The Council invites submissions from interested parties concerning the proposal within twenty-one (21) days of the service of this notice. The Council will duly consider such submissions prior to determining the Application.

Application submitted by
Location of proposal

The type of development and the nature of the proposed buildings are as follows:

.....
.....
.....
.....

The estimated time of completion is
The approximate number of persons to be employed when the development is completed is

Interested parties may request further details from the Council office in Mount Magnet.
Submissions shall be received within 21 days from the date indicated below.

.....
Date

.....
Shire Clerk.

Schedule III (c)
Shire of Mount Magnet
Town Planning Scheme No. 1
Planning Approval*
Refusal of Planning Approval*

Application Dated: Owner of Land:

Applicant:
.....
.....

Details of Land:

Lot No. Street Loc. No
Certificate of Title Vol. Folio

Conditions of Approval (where applicable):
.....
.....
.....

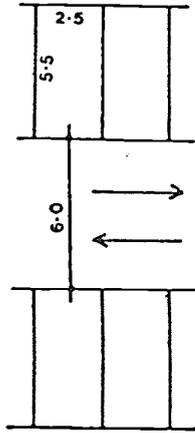
Signed
Shire Clerk.

This Approval is valid for a period of months only.

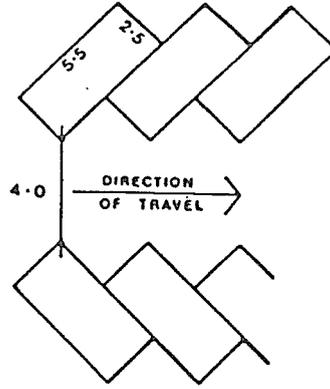
*Delete as applicable

Footnote: All Aboriginal sites are covered by the provisions of the Aboriginal Heritage Act 1972-80 regardless if they are known to the Department of Aboriginal Sites (DAS) or not. Under the Act it is an offence to alter an Aboriginal site without the written permission of the Minister of Aboriginal Affairs. It is the responsibility of the owner/developer to ensure that the provisions of the Act are complied with by contacting the DAS, Western Australian Museum, prior to the commencement of any development.

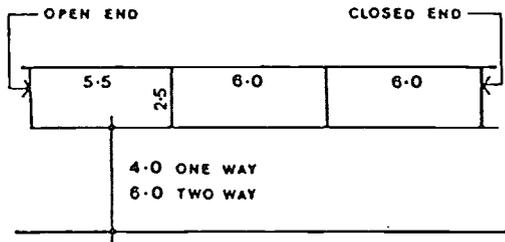
Schedule IV—Car Parking Layouts



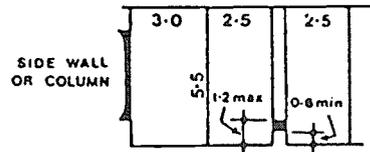
90° PARKING



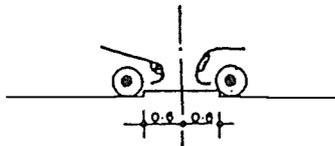
45° PARKING



PARALLEL PARKING

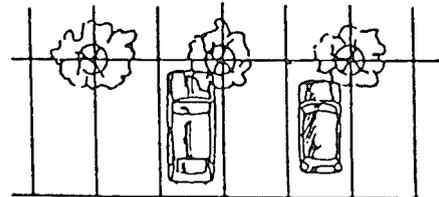


OBSTRUCTIONS



WHEEL STOP MODIFICATIONS

Not to affect drainage



SHADE TREE LANDSCAPING

Kerb ring not to exceed 900mm diam

- 90° & 45° Parking - 5.5m x 2.5m
- Parallel Parking - 6.0m x 2.5m
- OR 5.5m x 2.5m where OPEN ENDED
- Driveway Widths 90° - 6.0m access
- 45° - 4.0m one way "
- Parallel - 4.0m one way "
- 6.0m two way "

Schedule V—Places of Heritage Value

Shire Offices
Post Office

Cnr Hepburn and Naughton Streets
Cnr Attwood and Naughton Streets

Schedule VI

Land Use and/or Development Requiring Advertisement	Exempted Advertisements pursuant to Clause 5.16	
	Exempted Sign Type and Number (all non-illuminated unless otherwise stated.)	Minimum Area of Exempted Sign
Dwellings	One professional name-plate as appropriate.	0.2 m ²
Home Occupation	One advertisement describing the nature of the home occupation.	0.2 m ²
Places of Worship, Meeting Halls and Places of Public Assembly.	One advertisement detailing the function and/or the activities of the institution concerned.	0.2 m ²
Cinemas, Theatres and Drive-in Theatres	Two signs (illuminated or non-illuminated) detailing the entertainment being presented from time to time at the venue upon which the signs are displayed.	Each advertisement sign not to exceed 5 m ² .
Shops, Showrooms and other uses appropriate to a Shopping Area.	All advertisements affixed to the building below the top of the awning or, in the absence of an awning, below a line measured at 5 metres from the ground floor level of the building subject to a compliance with the requirements of the Signs Hoarding and Bill Posting By-laws.	Not Applicable
Industrial and Warehouse Premises.	A maximum of 4 advertisements applied to or affixed to the walls of the building but not including signs which project above the eaves or the ridge of the roof of the building, and excluding signs projecting from a building whether or not those signs are connected to a pole, wall or other building. A maximum of two free-standing advertisement signs not exceeding 5 m in height above ground level.	Total area of any such advertisements shall not exceed 15 m ² . Maximum permissible total area shall not exceed 10 m ² and individual advertisement signs shall not exceed 6 m ² .
Showroom, race courses, major racing tracks, sports stadia, major sporting grounds and complexes.	All signs provided that, in each case, the advertisement is not visible from outside the complex or facility concerned, either from other private land or from public places and streets.	N/A
Public Places and Reserves	(a) Advertisement signs (illuminated and non-illuminated) relating to the functions of government, a public authority or council of a municipality excluding those of a promotional nature constructed or exhibited by, or on behalf of any such body, and (b) Advertisement signs (illuminated and non-illuminated) required for the management or control of traffic on any public road, car park, cycleway, railway or waterway where such advertisement has been constructed or exhibited by or at the direction of a government department, public authority or the council of a municipality, and	N/A N/A

Exempted Advertisements pursuant to Clause 5.16		
Land Use and/or Development Requiring Advertisement	Exempted Sign Type and Number (all non-illuminated unless otherwise stated.)	Minimum Area of Exempted Sign
	(c) Advertisement signs (illuminated and non-illuminated) required to be exhibited by or pursuant to any statute or regulation or the like made pursuant to powers contained within a statute provided that any such advertisement is constructed and/or exhibited strictly in accordance with the requirements specified therein.	N/A
Railway Property and Reserves.	Advertisement signs exhibited on such land provided that each such advertisement is directed only at persons at or upon a railway station.	No sign shall exceed 2 m ² in area.
Advertisements within Buildings.	All advertisements placed or displayed within buildings which cannot ordinarily be seen by a person outside of those buildings.	N/A
All classes of buildings other than single family dwellings.	One advertisement sign containing the name, number and address of the building, the purpose for which the building is used or the name and address of the managing agent thereof.	0.2 m ²

Temporary Signs	Exempted Sign Type and Number (All non-illuminated unless otherwise stated.)	Maximum Area of Exempted Sign
Building Construction Sites (advertisement signs displayed only for the duration of the construction as follows):		
(i) Dwellings	One advertisement per street frontage containing details of the project and the contractors undertaking the construction work.	2 m ²
(ii) Multiple Dwellings, Shops Commercial & Industrial projects.	One sign as for (i) above.	5 m ²
(iii) Large development or redevelopment involving shopping centres, office or other buildings exceeding 3 storeys in height.	One sign as for (i) above.	10 m ²
	One additional sign showing the name of the project builder.	5 m ²
Sales of Goods or Livestock.	One sign per lot displayed for a period not exceeding 3 months advertising the sale of goods or livestock upon any land or within any building upon which the sign is exhibited provided that the land is not normally used for that purpose.	2 m ²

Temporary Signs	Exempted Sign Type and Number (All non-illuminated unless otherwise stated.)	Maximum Area of Exempted Sign
Property Transactions.		
Advertisement signs displayed for the duration of the period over which property transactions are offered and negotiated as follows:		
(a) Dwellings	One sign per street frontage for each property relating to the sale, leasing or impending auction of the property at or upon which the sign is or the signs are displayed.	Each sign shall not exceed an area of 2 m ² .
(b) Multiple dwellings, shops, Commercial and Industrial Properties.	One sign as for (a) above.	Each sign shall not exceed an area of 5 m ² .
(c) Large properties comprised of shopping centres, buildings in excess of four storeys and rural properties in excess of 5 ha.	One sign as for (a) above.	Each sign shall not exceed an area of 10 m ² .
Display Homes.		
Advertisement signs displayed for the period over which homes are on display for public inspection.		
	(i) One sign for each dwelling on display.	2 m ²
	(ii) In addition to (i) above one sign for each group of dwellings displayed by a single project builder giving details of the project building company and details of the range of dwellings on display.	5 m ²

Appendix VII

Control of Advertisements

Additional Information Sheet for Advertisement Approval

(to be completed in addition to Application for Approval to Commence Development Form 1)

1. Name of Advertiser (if different from owner):
.....
2. Address in full:
.....
3. Description of Property upon which advertisement is to be displayed including full details of its proposed position within that property:
.....
.....
4. Details of Proposed Sign:
 Height: Width: Depth:
 Colours to be used:
 Height above ground level (to top of Advertisement):
 (to underside):
 Materials to be used:
 Illuminated: Yes/No
 If yes, state whether steady, moving, flashing, alternating, digital, animated or scintillating etc.:

 If yes, state intensity of light source:
5. State period of time for which advertisement is required:
.....

PH402

FREMANTLE PORT AUTHORITY ACT 1902
FREMANTLE PORT AUTHORITY (ALTERATION OF BOUNDARIES)
NOTICE 1991

Given by His Excellency the Governor in Executive Council under section 22.

Citation

1. This notice may be cited as the *Fremantle Port Authority (Alteration of Boundaries) Notice 1991*.

Alteration of port boundaries

2. The boundaries of the port of Fremantle described in the First Schedule to the *Fremantle Port Authority Act 1902*, as altered from time to time by notices published in the *Gazette**, are further altered by the withdrawal from the Outer Harbour of all that portion of land referred to in the Schedule.

SCHEDULE

(Clause 2)

All that portion of land and sea bed shown delineated in black and bordered in red on Miscellaneous Diagram 245.

Department of Land Administration,
Public Plans.

[*For notices published to 25 May 1991 see pp. 243-244 of 1989 Index to Legislation of Western Australia and Gazettes of 27 July and 14 December 1990.]

By His Excellency's Command,

L. M. AULD, Clerk of the Council.

PREMIER AND CABINET

PR401

It is hereby notified for public information that His Excellency the Governor has approved the following temporary allocation of portfolios during the absence of the Hon. D. L. Smith, MLA for the period 22-26 May 1991 inclusive.

Acting Minister for Lands;
Planning; Justice, Local
Government; South-West

Hon J. M. Berinson, MLC

M. C. WAUCHOPE, Acting Chief Executive.

PR402

It is hereby notified for public information that His Excellency the Governor has approved the following temporary allocation of portfolios during the absence of the Hon. J. A. McGinty, MLA for the period 18-26 May 1991 inclusive.

Acting Minister for Housing;
Construction; Services;
Heritage

Hon Y. D. Henderson, MLA

M. C. WAUCHOPE, Acting Chief Executive.

PR403

It is hereby notified for public information that His Excellency the Governor has approved the following temporary allocation of portfolios during the absence of the Hon I. F. Taylor, MLA for the period 19-25 May 1991 inclusive.

Acting Minister for State Development; Hon G. J. Edwards, MLC Goldfields.

M. C. WAUCHOPE, Acting Chief Executive.

PR404

Department of the Premier,
27 May 1991.

It is hereby notified for public information that His Excellency the Governor has approved the following temporary allocation of portfolios during the absence of the Hon. I. F. Taylor, MLA for the period 16-28 June 1991 inclusive

Acting Minister for State Development; Goldfields—Hon. G. L. Hill, MLA.

M. C. WAUCHOPE, Acting Chief Executive.

WATER AUTHORITY

WA201

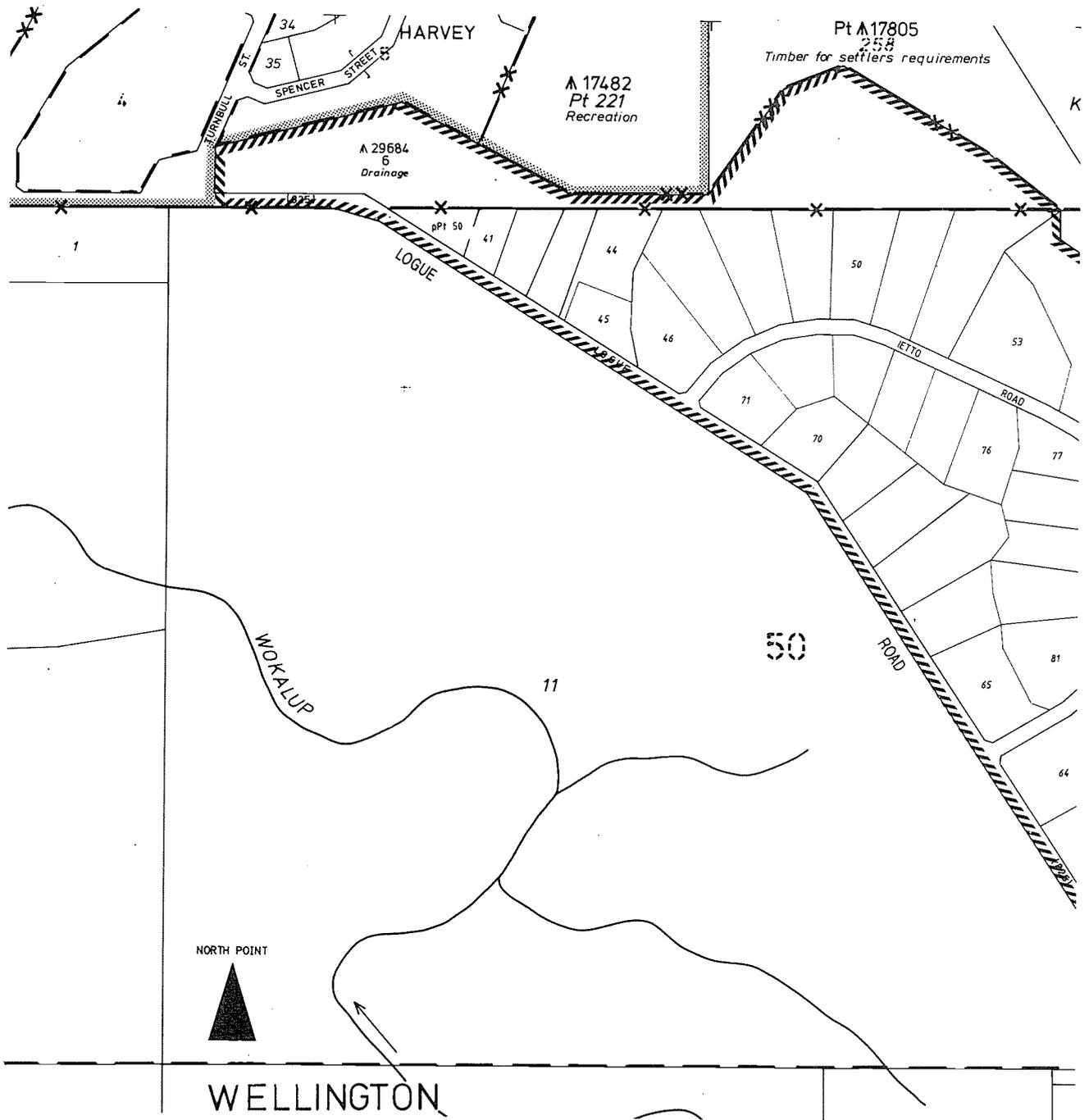
At a meeting of the Executive Council held in the Executive Council Chambers, Perth, this 28th day of May, 1991, the following Order in Council was ordered to be issued.

Country Areas Water Supply Act 1947
Variation (Addition) to Harvey Country Water Area
ORDER IN COUNCIL

File: A20016

Whereas it is enacted by section 8 (1) (b) of the Country Areas Water Supply Act 1947, that the Governor may, by Order in Council, alter or extend the boundaries of any country water area, now, therefore the Governor acting by and with the advice and consent of the Executive Council does hereby alter the Harvey Country Water area by the addition of that portion of land delineated and shown with symbolized boundary  on Water Authority of Western Australia plan CF61 depicted below.

L. M. AULD, Clerk of Council.

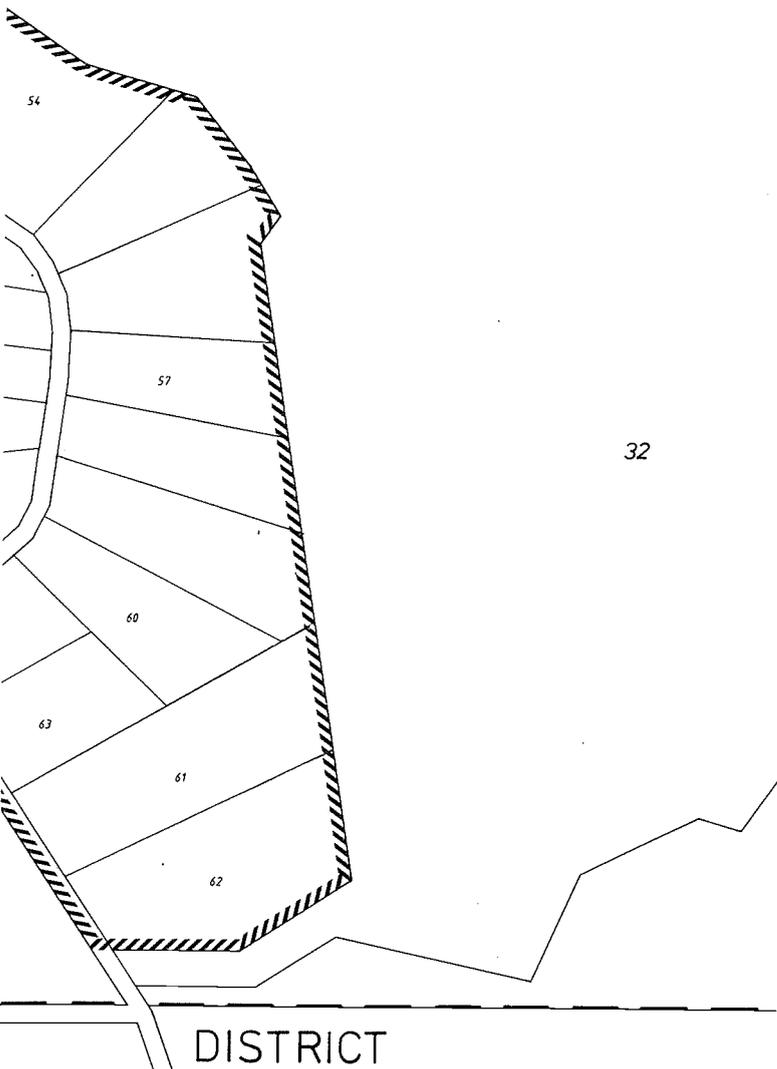
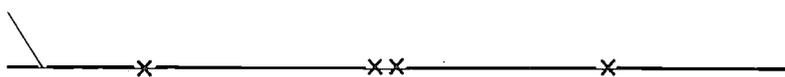


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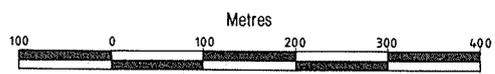
A16030
222
Rifle Range ESTATE



32

CF61

BOUNDARY OF HARVEY COUNTRY WATER AREA 
BOUNDARY OF VARIATION TO HARVEY COUNTRY WATER AREA 



RACING AND GAMING

RA401

SUMMARY OF LIQUOR LICENSING APPLICATIONS

The following is a summary of applications received under the Liquor Licensing Act 1988 and required to be advertised. Any person wishing to obtain more details about any application, or about the objection process, should contact the Liquor Licensing Division, 1st Floor, Hyatt Centre, 87 Adelaide Terrace, Perth (Telephone: 425 1888), or consult a solicitor or relevant industry organisation.

App. No.	Applicant	Nature of Application	Last Day for Objections
TRANSFER OF LICENCE			
251	Norman Herbert Scaddon	Application for the transfer of a tavern licence in respect of Walkaway Tavern, Walkaway, from Sonny Ross Trimmers Pty Ltd.	5/6/91
252	Northoak Holdings P/L	Application for the transfer of a hotel licence in respect of the Peninsula Hotel, Mandurah from Charles Anthony Condlin Fear (S87).	1/6/91
252	Domenic Zaccaria	Application for the transfer of restaurant licence in respect of the Monopole Restaurant, Cannington from Inson Pty Ltd (ANORS).	6/6/91
REMOVAL			
184B/90	N. Tsaudaris	Application for the removal of a wholesale licence in respect of Western Wine and Liquor Merchants from: 11/70 Roberts Road, Osborne Park to: 4 Lot 179 Lomboon Road, Malaga.	21/6/91
NEW LICENCE			
186B/90	Luisitanos Sports Club of WA Inc	Application for a club restricted licence in respect of Lusitanos Sports Club of WA Inc, situated Goodchild Park, Cnr Ely & Cade Sts, Hamilton Hill.	27/6/91
187B/90	The RSL of Australia Riverton Sub Branch	Application for a club licence in respect of the RSL of Australia Riverton Sub Branch, Riverton.	18/6/91
188B/90	Striker Indoor Sports Social Club	Application for a club restricted licence in respect of the Striker Indoor Sports Social Club situated Striker Belmont Sports Centre, 136 Esther Street, Belmont.	21/6/91
62A/90	Perth Institute Contemporary	Application for a special facility licence in respect of PICA Cafe, 51 James Street, Northbridge.	19/6/91
63A/90	V. J. M. Home and J. K. Home	Application for a liquor store licence in respect of Prevelly Liquor Store, Prevelly Park Caravan Park, Mitchell Drive, Prevelly.	1/7/91

This notice is published under section 67 (5) of the Liquor Licensing Act 1988.

G. B. AVES, Director of Liquor Licensing.

TENDERS

ZT101

BUILDING MANAGEMENT AUTHORITY*Accepted Tenders*

Tender No.	Project	Contractor	Amount
			\$
24943 ..	Thornlie (Forest Lakes) Family Centre— Erection	Geo A. Esslemont & Son	268 814
24951 ..	Bunbury Regional Prison—Barbed Tape In- stallation	Dolmans Fencing.....	44 028

BUILDING MANAGEMENT AUTHORITY—*continued*
Accepted Tenders—*continued*

Tender No.	Project	Contractor	Amount
			\$
24950 ..	Metropolitan Security Prison South—Casuarina—MATV/VCR, EWIS & PA Systems	Ampac Industries (WA) Pty Ltd	334 757
24939 ..	Esperance Primary School—Covered Assembly, Canteen, Stores	Scaffidi Developments	187 000
24941 ..	Victoria Park Primary School—Covered Assembly, Store, Toilet for Disabled	Scaffidi Developments	138 000

C. BURTON, Executive Director,
Building Management Authority.

ZT201

MAIN ROADS DEPARTMENT
Accepted Tenders

Contract No.	Description	Successful Tenderer	Amount
			\$
217/90	Supply and delivery of two skid mounted transportable 3 berth accommodation units	Fabco Pty Ltd	40 716.00
218/90	Supply and delivery of one skid mounted 4 berth accommodation unit	Arrow Transportables Pty Ltd	17 555.00
205/90	Fabrication and delivery of steel universal beams for Southern River Road Bridge, Gosnells	Trufab	25 500.00
229/90	Purchase, demolition and removal of improvements at Lots 5, 6, 7 (4-6) Hann Street, Leederville	Town and Country Demolition	6 800.00
203/90	Laboratory testing of soil and crushed rock for a six month period to October 31, 1991	Western Geotechnics P/L Materials Consultants P/L SRC Laboratories	As Req'd.

D. R. WARNER, Director, Administration and Finance.

ZT301

STATE TENDER BOARD OF WESTERN AUSTRALIA
Tenders Invited

Tender forms and full particulars of the Schedule hereunder may be obtained on application at the State Tender Board, 815 Hay Street, Perth, 6000.

TELEPHONE No. 222 8491 or 222 8241

FACSIMILE No. 321 7918

Date of Advertising	Schedule No.	Description	Date of Closing
1991 May 17	72A1991 ..	Supply and delivery of Typewriters—Electronic and Electronic Memory and specified Consumables (one year period with the option to extend for a further (2) 12 months)	1991 June 6

STATE TENDER BOARD OF WESTERN AUSTRALIA—*continued*
Tenders Invited—*continued*

Date of Advertising	Schedule No.	Description	Date of Closing
1991			1991
May 17	88A1991 ..	Supply and delivery of Seating and General Office Furniture—Group 5 (one year period) to various Government Departments	June 6
May 17	419A1991 .	Supply and delivery of one (1) only Crew Cab Flat Top Truck with Tipper Section for the Main Roads Department	June 6
May 24	78A1991 ..	Sewing Machines and Overlocking Machines for the Ministry of Education. For a 12 month period with an option to be exercised for further 12 month period	June 13
May 24	298A1991 .	Supply, installation & maintenance of Property Capitalisation Software; Property Management Software; and Accounting Software for the Dept of Planning & Urban Development.	June 13
May 24	423A1991 .	Supply and delivery of one (1) only Truck with Side Tip & Flat Top Body and Hydraulic Crane for the Main Roads Dept	June 13
May 31	24A1991 ..	Supply and delivery of Milk: Pasturised & Fresh Cream to Various Government Departments for a one (1) year period with an option to extend for a further (12) months	June 20
May 31	114A1991 .	Supply and delivery of Sterile Dressing Packs to meet a "Whole of Health" requirement for a one (1) year period with the option exercisable by the Board to extend for a further twelve (12) months	June 20
May 31	171A1991 .	Lithographic Offset Printing Plates for State Print for a twelve (12) month period with an option for a further twelve (12) months	June 20
May 31	219A1991 .	Haemodialysis Solutions for a "Whole of Health" requirement for a one (1) year period with an option of a further year	June 20
May 26	299A1991 .	Supply and delivery of Pagers & Associated Services for the "Whole of Government" for a one (1) year period with 2 further one (1) year period options to extend. This Tender has been withdrawn. Tenders will be re-called at a later date. Enquiries: P. Hatgivasiliou—Ph. No. 222 8339	Withdrawn
May 31	434A1991 .	One (1) only Autoclave for the T.S.S.U. Department at Fremantle Hospital	June 27
<i>Invitation to Register Interest</i>			
May 17	ITRI 3/91 ...	Request for Proposal for the Supply of IBM Compatible 3270 Terminal Equipment to various Government Departments for a two (2) year period. For further assistance regarding this requirement, please contact Owen Peters on (09) 222 0291	June 6
<i>For Sale</i>			
May 17	420A1991 ...	1986 Toyota Hilux Ute (MRD 9472), 1988 Holden Camira Station Wagon (MRD A164), 1988 Nissan Navara King Cab (MRD A289) at Welshpool	June 6
May 17	421A1991 ...	1984 Mitsubishi Tip Truck (MRD 8296) at Welshpool	June 6
May 17	422A1991 ...	1968 Ropa Shower Caravan (MRD 0662) in poor condition at Geraldton	June 6
May 24	424A1991 ...	Aveling Barford Steel Wheel Roller (MRD 1969) for the Main Roads Department at Welshpool	June 13
May 24	425A1991 ...	1988 Toyota Hiace Van (6QP 719) for the Agriculture Dept at Kununurra	June 13
May 31	426A1991 ...	Forty (40) only Secondhand Firearms "For Sale to Dealers Only". Located at Maylands for the Ballistic Section, Police Department of WA	June 13
May 31	427A1991 ...	1989 Nissan Pintara Sdn (MRD A497) and 1989 Ford Falcon P/Van (MRD A721) at Welshpool	June 20
May 31	428A1991 ...	1981 Isuzu Crew Cab Truck (MRD 5589) (RECALL) at Welshpool	June 20
May 31	429A1991 ...	1989 Ford Falcon P/Van (MRD A906) and 1989 Nissan Pintara Stn Wgn (MRD A668) at Welshpool	June 20

STATE TENDER BOARD OF WESTERN AUSTRALIA—*continued*
Tenders Invited—*continued*

Date of Advertising	Schedule No.	Description	Date of Closing
1991			1991
May 31	430A1991 ...	1988 Ford Falcon P/Van (MRD A048) at Welshpool .	June 20
May 31	431A1991 ...	1988 Ford Falcon P/Van (MRD A160) at Welshpool .	June 20
May 31	432A1991 ...	1990 Holden Commodore Stn Wgn (MRD B082), 1989 Mitsubishi Colt Sdn (MRD A722), 1989 Mitsubishi Colt Sdn (MRD B060), 1989 Toyota Camry Sdn (MRD B102) and 1989 Ford Falcon Ute (MRD B055) at Welshpool	June 20
May 31	433A1991 ...	1981 Isuzu 4x2 D/Cab Tray Top Truck (XQN 167) (RECALL) at Mundaring	June 20

Tenders, addressed to the Chairman, State Tender Board, 815 Hay Street, Perth 6000 will be received for the abovementioned tenders until 10.00 am on the date of closing.

Tenders must be properly endorsed on envelopes otherwise they are liable to rejection. No tender necessarily accepted.

L. W. GRAHAM, Chairman, State Tender Board.

ZT302

Accepted Tenders

Schedule No.	Particulars	Contractor	Rate
	<i>Supply</i>		
10A1991	Supply and Delivery of Tufted Carpet, to various Government Departments	Various Supplies	Details on Request
309A1991	Supply Delivery, Installation and Maintenance of Computing Equipment and Associated Software and service for the Auditor General Office	Sigma Data Corporation ...	\$240 377.45 Contract Price
366A1991	Supply and Delivery of Two Heavy Duty, Tandem Drive Graders	C J D Equipment P/L	\$154 500.00 Each
	<i>Service</i>		
209A1991	Provision of a Cleaning Service for Hedland Senior High School, Ministry of Education	Golden West Commercial and Retail Cleaning	\$143 366.99 Per Annum
231A1991	Provision of a Cleaning Service for Mandurah Senior High School, Ministry of Education	Berkley Challenge Property Service P/L	\$111 304.97 Per Annum
232A1991	Provision of a Cleaning Service for Laverton District High School, Ministry of Education	Classic Property Service ...	\$42 994.80 Per Annum
	<i>Purchase and Removal</i>		
409A1991	1973 Sleeper/Kitchen Caravan (MRD 0901)	Ropa Commercial Caravans	Item 1 \$825.00
	1971 Office/Sleep Caravan (MRD 1905)	Phillip Barbagiovanni	Item 2 \$1 100.00
	1971 Office/Sleeper Caravan (MRD 1909) At Welshpool	Ropa Commercial Caravans	Item 3 \$900.00
410A1991	1989 Toyota Camry Sedan (MRD A902)	Rhodes Motors	Item 1 \$11 219.00
	1989 Ford Falcon Panel Van (MRD B138)	Kenwick Vehicle Wholesalers	Item 2 \$7 289.00
	1989 Ford Falcon Utility (MRD B202) At Welshpool	East Side Cars	Item 3 \$7 486.00

STATE TENDER BOARD OF WESTERN AUSTRALIA—*continued*
Accepted Tenders—continued

Schedule No.	Particulars	Contractor	Rate
<i>Purchase and Removal—continued</i>			
411A1991	1988 Ford Falcon Panel Van (MRD A047)	Peter Kennedy	Item 1 \$6 505.00
	1988 Nissan Navara C/Cab 4x4 (MRD A305)	Young Toyota	Item 2 \$13 127.00
	1989 Ford Falcon Utility (MRD A757)	Rhodes Motors	Item 3 \$7 819.00
	1989 Mitsubishi Triton Crew Cab (MRD A809)	East Side Cars	Item 4 \$8 586.00
	At Welshpool		
412A1991	1988 Nissan Navara King Cab (MRD A182)	East Side Cars	Item 1 \$7 886.00
	1989 Holden Commodore VN S/W (MRD A334)	A. J. Auto Wholesalers	Item 2 \$12 287.00
	1989 Toyota Corolla 4x4 S/W (MRD A834)	Peter Kennedy	Item 3 \$10 590.00
	1989 Mitsubishi Triton Crew Cab (MRD A922)	East Side Cars	Item 4 \$8 586.00
	1990 Mitsubishi Triton Utility (MRD B345)	Rhodes Motors	Item 6 \$7 619.00
	At Welshpool		
413A1991	5 1/2 Metre Swiftcraft Boat, Motor and Trailer	D. G. Crock	Item 1 \$855.00
	At Kununurra		
414A1991	1989 Mitsubishi Express 4x4 Van (MRD A974)	Olympic Motor Co	Item 1 \$10 691.00
	At Welshpool		
<i>Decline of all Tenders</i>			
391A1991	1978 Hino 49 Seater Bus (XQF 515)— At Port Hedland		
404A1991	1981 Isuzu D/Cab Tray Top Truck— At Mundaring		

ZT401

WATER AUTHORITY OF WESTERN AUSTRALIA

Tenders

Tenders are invited for the projects listed below and will be accepted up to 2.30 pm on the closing date specified.

Tender documents are available from the Supply Services Branch, Level 2, Entry 4, John Tonkin Water Centre, 629 Newcastle Street, Leederville, WA 6007.

Tender documents must be completed in full, sealed in the envelope provided and placed in the Tender Box located at the above Leederville address.

The lowest or any tender may not necessarily be accepted.

Contract No.	Description	Closing Date
		1991
AM 11023 ..	Supply and delivery of filling sand—Maddington Collection Sewer Project	4 June
UP 12026 ...	The supply and delivery of pre-mixed concrete to Mt Eliza Reservoir Pond No. 2 for a (3) three month period	11 June
AP 12027 ...	Supply of Burnt Clay Bricks for a twelve (12) month period	18 June

ZT402

WATER AUTHORITY OF WESTERN AUSTRALIA—*continued*
Accepted Tenders

Contract	Particulars	Contractor	Price
AM 11008 ..	Supply and installation of a dry type transformer and kiosk 1 250 kVA, 3.3 kV/22 kV for Munster Sewage Pump Station	ABB Power Transmission Pty Ltd	\$53 965
AM 11013 ..	Supply of steel bore casing for the Leederville Deep Artesian Well L2/91	Steel Supplies Oilfield Centre Van Leeuwen Pipe and Tube (WA) Pty Ltd	Schedule of Rates
AP 12006 ...	Supply of Packing and Gasket Material for a twelve month period	Richard Klinger Pty Ltd Armwest Pty Ltd TAG Industrial Packing & Seals Pty Ltd Garlock Pty Ltd James Walker Australia Pty Ltd Gasket Specialists BEP Engineering Products Pty Ltd Bristile Ltd	Schedule of Rates
AP 12005 ...	Supply of 20 mm Volumetric Chamber Water Meters for a twelve (12) month period	The Dobbie Dico Meter Co	Schedule of Rates

W. COX, Managing Director.

PUBLIC NOTICES

ZZ201

TRUSTEES ACT 1962

In the matter of the Estate of Tony Di Silvio, late of 68 Whitfield Street, Bassendean in the State of Western Australia, Cartographer, deceased.

Creditors and other persons having claims to which section 63 of the Trustees Act 1962 relate in respect of the Estate of the deceased, who died on the 6th day of January 1991, are required by the Trustee, Lisa Mavis Di Silvio of 68 Whitfield Street, Bassendean in the State of Western Australia, Widow to send the particulars of their claim to Messrs. Taylor Smart of 6th Floor, 533 Hay Street, Perth by the 24th day of June 1991, after which date the said Trustees may convey or distribute the assets, having regard only to the claims of which she then has had notice.

Dated the 23rd day of May 1991.

TAYLOR SMART.

ZZ202

TRUSTEES ACT 1962

NOTICE TO CREDITORS AND CLAIMANTS

Creditors and other persons having claims (to which section 63 of the Trustees Act relates) in respect of the estate of Henry John Honnor late of 'Villa Maria' 173 Lesmurdie Road, Lesmurdie in the State of Western Australia who died on the 27th April 1991 are required by ANZ Executor & Trustee Co. Ltd. of 1st Floor, 41 St. George's Terrace, Perth to send particulars of their claims on or before the 30th June 1991 after which date the said Company may convey or distribute the assets having regard only to the claims of which the Company then has notice.

Dated 31 May 1991.

WALLY PERZYLO, Manager Trusts.
ANZ Executors & Trustee Co. Ltd.

ZZ203

TRUSTEES ACT 1962

In the matter of the Estate of Liliانا Fermina Battigelli late of 123 Anzac Road, Mount Hawthorn in the State of Western Australia, widow, deceased.

Creditors and other persons having claims to which section 63 of the Trustees Act 1962 relates in respect of the Estate of the deceased, who died on the 10th day of March 1991, are required by the Trustee, Franklyn Simon of 45 Colin Street, West Perth in the said State, Solicitor, to send particulars of their claims to the said Franklyn Simon within one month after the date of publication hereof, after which date he may convey or distribute the assets, having regard only to the claims of which he then has notice.

Dated 27 May 1990.

FRANKLYN SIMON, Solicitor.

ZZ204

TRUSTEES ACT 1962

Notice to Creditors and Claimants

Creditors and other persons having claims (to which section 63 of the Trustees Act relates) in respect of the Estates of the undermentioned deceased persons are required to send particulars of their claims to me on or before the 1st July 1991, after which date I may convey or distribute the assets, having regard only to the claims of which I then have notice.

- Barrow, Nellie, late of Carlisle Nursing Home, Star Street, Carlisle, died 26/4/91.
 Baty, Alfred Gordon, late of North Road, Dangin, died 18/4/91.
 Beer, Bert, late of Craigmont Nursing Home, Third Avenue East, Maylands, died 10/5/91.
 Bibby, Ernest James, formerly of 55 Chapman Street, Bassendean, late of Homes of Peace, Walter Road, Inglewood, died 2/5/91.
 Boyd, Barry James, late of Unit 5 70 Gardner Street, Como, died 4/5/91.
 Brooks, Kenneth John, late of Tandara/Ningana Nursing Home, 73 Jarrah Road, Bentley, died 15/4/91.
 Daniels, Janet Olive, (also known as Daniels, Bridget) late of Unit 1 Lot 6 Stoner Street, Innaloo, died 4/5/91.
 Dutch, Margaret, late of Mandurah Nursing Home, Mandurah, died 4/5/91.
 Elphick, Mollie, late of 64 Monash Avenue, Nedlands, died 2/5/91.
 Fenner, Roy William, late of 35 Berwick Street, Victoria Park, died 8/5/91.
 Freed, Rose Violet, late of Craigcare Hospital, 1 French Road, Melville, died 14/3/91.
 Fisher, Doris Mabel, late of 280 Camberwarra Drive, Craigie, died 25/4/91.
 Gibson, Agnes, late of 62 McGregor Street, Palmyra, died 5/5/91.
 Grant, Joyce North, late of Homes of Peace, Walter Road, Inglewood, died 12/5/91.
 Hames, Edith Mabel, late of 584 Kalamunda Road, Maida Vale, died 12/5/91.
 Hawthorne, Gail Patricia, late of 17 The Ramble, Parmelia, died 23/4/91.
 Kay, John Francis, late of RSL War Veterans Home, 51 Alexander Drive, Mount Lawley, died 1/5/91.
 Kidd, Arethusa Francis Josephine, late of Tandara/Ningana Nursing Home, 73 Jarrah Road, Bentley, died 30/4/91.
 Leggatt, Cecil Richard, late of 15 Devenish Street, East Victoria Park, died 9/5/91.
 Major, Alma Kathleen, late of Mount Henry Hospital, Cloister Avenue, Como, died 9/4/91.
 Needle, Florence, late of 25 Jukes Way, Glendalough, died 15/5/91.
 Otte, Marjorie Elizabeth, late of 30 Swan Street, Guildford, died 11/12/90.
 Petterson, Eric Kim, late of 17 Brandis Court, High Wycombe, died 16/4/91.
 Pettigrew, John David, late of Single Men's Quarters, Kambalda, died 13/1/91.
 Rennie, Elizabeth Ledger Lillian, late of Shoalwater Nursing Home, Shoalwater, died 17/5/91.
 Ribbons, Enid Merle, formerly of 45 Muswell Street, Balga, late of St Rita's Nursing Home, 32 Queen's Crescent, Mount Lawley, died 24/4/91.
 Rooke, Gwyn Robinson, late of Concorde Nursing Home, South Como, died 28/4/91.
 Ryan, Wilhelmina Blanche, late of Unit 18 Hale House, 37 Waverley Road, Coolbellup, died 21/4/91.
 Short, Anna Elizabeth Moorhead, late of Montrose Nursing Home, 12 Grange Street, Claremont, died 18/4/91.
 Spiers, Charles George, late of Lot 2 Lakes Road, Mandurah, died 20/12/90.
 Tester, Leonard George, late of 103 Lilburne Road, Duncraig, died 16/4/91.
 Trott, Neville, late of 190 Grand Promenade, Bedford, died 1/5/91.
 Wells, John Luton, late of 82 Renou Street, East Cannington, died 8/3/91.
 Wilson, Winifred Emma, late of The Sundowner Centre, Stirling Highway, Cottesloe, died 13/5/91.

Dated this 20th day of May 1991.

K. E. BRADLEY, Public Trustee,
 Public Trust Office, 565 Hay Street, Perth.

ZZ205

TRUSTEES ACT 1962

In the matter of the Estate of Edward Rigg late of 45 Purdom Road, Wembley Downs in the State of Western Australia, Retired Engineer, deceased.

Creditors and other persons having claims to which section 63 of the Trustees Act 1962 relate in respect of the Estate of the deceased, who died on the 3rd day of February 1991, are required by the Executors, Richard Andrew Rigg and Glenys Ursula Gorman, to send the particulars of their claim to Messrs Taylor Smart of 6th Floor, 533 Hay Street, Perth, W.A. 6000, by the 2nd day of July 1991, after which date the said Executors may convey or distribute the assets, having regard only to the claims of which they then have had notice.

Dated the 28th day of May 1991.

TAYLOR SMART

ZZ301

INQUIRY AGENTS LICENSING ACT 1954

APPLICATION FOR LICENCE IN THE FIRST INSTANCE

To the Court of Petty Sessions at Perth.

I, Ian Roy MacFarlan, of 37 Armytage Way, Hillarys, Security Consultant-Enquiry Agent, having attained the age of twenty-one years, hereby apply on my own behalf for a licence under the abovementioned Act. The principal place of business will be at 37 Armytage Way, Hillarys.

Dated the 24th day of May 1991.

I. R. MacFARLAN, Signature of Applicant.

Appointment of Hearing

I hereby appoint the 2nd day of July 1991 at 2.15 o'clock in the afternoon as the time for the hearing of the foregoing application at the Court of Petty Sessions at Perth.

Dated the 24th day of May 1991.

R. BRADLEY, Clerk of Petty Sessions.

Objection to the granting of the application may be served on the applicant and the Clerk of Petty Sessions at any time prior to seven days before the date appointed for the hearing.

ZZ302

INQUIRY AGENTS LICENSING ACT 1954

APPLICATION FOR LICENCE IN THE FIRST INSTANCE

To the Court of Petty Sessions at Perth.

I, Basil Maurice Blee, of 30 Moorhead Way, Koondoola W.A. 6064, Insurance Assessor, having attained the age of twenty-one years, hereby apply on my own behalf for a licence under the abovementioned Act. The principal place of business will be at M. G. Baker and Company Pty. Ltd. Suite 9, 336 Churchill Avenue, Subiaco.

Dated the 23rd day of May 1991.

B. M. BLEE, Signature of Applicant.

Appointment of Hearing

I hereby appoint the 2nd day of July 1991 at 2.15 o'clock in the afternoon as the time for the hearing of the foregoing application at the Court of Petty Sessions at Perth.

Dated the 23rd day of May 1991.

R. BRADLEY, Clerk of Petty Sessions.

Objection to the granting of the application may be served on the applicant and the Clerk of Petty Sessions at any time prior to seven days before the date appointed for the hearing.

ZZ303

INQUIRY AGENTS LICENSING ACT 1954
APPLICATION FOR LICENCE IN THE FIRST INSTANCE

To the Court of Petty Sessions at Fremantle.

I, Haydn Arthur Rayner of 25 Crystal Brook Street, Dianella, Consultant, having attained the age of 21 years, hereby apply on my own behalf for a licence under the abovementioned Act. The principal place of business will be at 39 Kishorn Road, Applecross.

Dated 28 May 1991.

H. RAYNER, Signature of Applicant.

APPOINTMENT OF HEARING

I hereby appoint 1 July 1991 at 9.30 am as the time for the hearing of the foregoing application at the Court of Petty Sessions at Fremantle.

Dated 28 May 1991.

(Sgd) Clerk of Petty Sessions.

Objection to the granting of the application may be served on the applicant and the Clerk of Petty Sessions at any time prior to seven days before the date appointed for the hearing.

ZZ401

CORPORATIONS LAW

Section 491 (2)

HOLLINDO AUSTRALIA PTY LTD

A.C.N. 008 883 672

Notice is given that at an extraordinary general meeting of the members of the company duly convened and held on the 23rd day of May 1991 the members resolved by special resolution that the company be wound up voluntarily and that the assets of the company be distributed in specie to the shareholders of the company. It was also resolved that Mr William Teesdale Chambers, Chartered Accountant of Beck Broomhall & Chambers, 204 Hampden Road, Nedlands, Western Australia be appointed liquidator for the purpose of such winding up.

GODEFRIDUS JOHANNES HEIJNE, Company Secretary.

ZZ402

DISPOSAL OF UNCOLLECTED GOODS ACT 1970

Notice under Part VII of intention to apply to court for an order to dispose of goods in possession otherwise than under a bailment in the course of a business, where section 20 (b) applies.

To Joss White

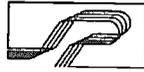
of c/- Nannup Post Office, Nannup, Western Australia
(Person through whom possession was acquired).

And To: Commissioner of Police

1. On July 1, 1987 at Lot 3, Bussell Highway, Busselton, Western Australia, 2 Transportable Units now situated at Lot 3, Bussell Highway, Busselton, Western Australia came into the possession of IPE Packaging Pty Ltd, (IPE) of 22-24 Somersby Road, Welshpool, Western Australia, under the following circumstances:

In or about June 1990 the vehicle of Mr Joss White's broke down, on the Bussell Highway in front of the premises of IPE. IPE permitted White to store the units on its premises temporarily. In about mid July 1990 White agreed to pay IPE \$100.00 per week rent for the units to remain on its land ("the agreement"). The agreement was terminated by IPE for failure of White to meet its terms and conditions on 28th February 1991 by notice in writing.

2. The goods are available for redelivery to you the bailor, Mr Joss White, at Lot 3 Bussell Highway, Busselton.
3. The bailee, IPE, claims the sum of \$2 100.00 is due by you the bailor, Joss White, pursuant to the agreement to the bailee IPE for rent as follows:
 - (a) 4 weeks ending 31st August 1990
 - (b) 4 weeks ending 2nd October 1990
 - (c) 4.5 weeks ending 1st November 1990
 - (d) 4.5 weeks ending 5th December 1990
 - (e) 4 weeks ending 2nd January 1991
4. Unless not more than one month from the date of the giving of this notice you relieve the abovenamed of possession of the goods, it is intended to make an application to the Court for an order to sell or otherwise dispose of them in accordance with the Act.



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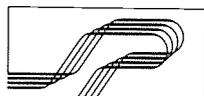
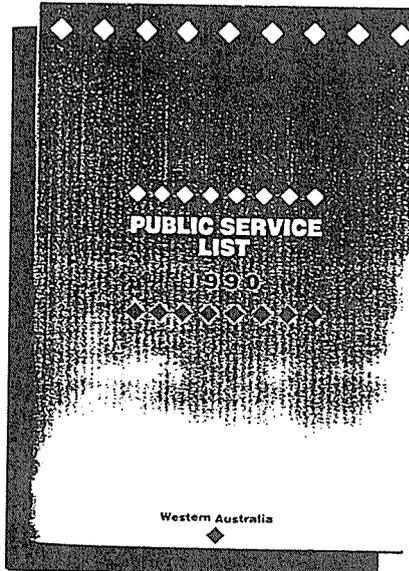
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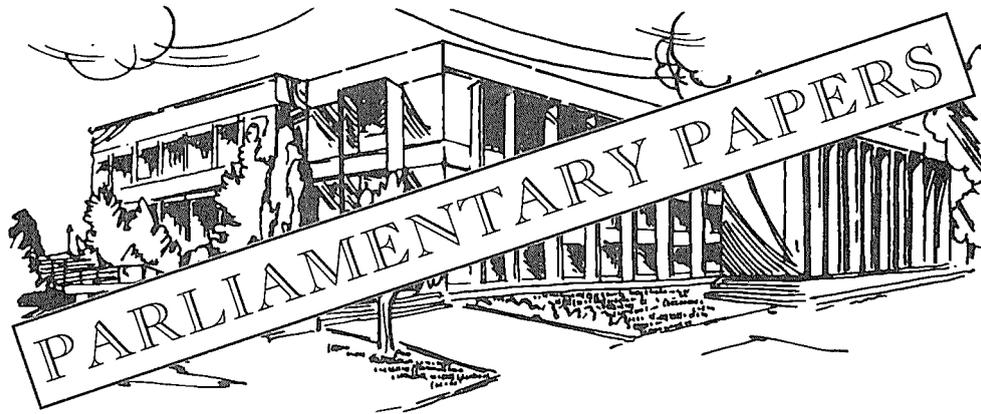
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